THE PUNJAB AGRICULTURAL PRODUCE MARKETS (GENERAL) RULES, 1962

1. Short title and commencement - (1) These rules may be called the Punjab Agricultural Produce Markets (General) Rules, 1962.

(2) They shall come into force at once.

2. Definitions, - In these rules, unless the context otherwise requires,-

(1) "Act" means the Punjab Agricultural Produce Markets Act, 1961;

[5]"(1A) Agency means an individual society registered as such under the provisions of the Haryana Co-operative Societies Act 1984 (22 of 1984) or company registered as such under the companies Act, 1956 (1 of 1956) a firm registered as such under the Indian Partnership Act, 1932 (9 of 1932) authorised by the Market committee to collect fee in case of fruits & vegetables in notified market area."

(2) "buyer" includes a person buying any agricultural produce on behalf of any other person as his agent or servant or as commission agent;

(3) "bye-law" means a bye-law made under sub-section (14) of section 3 or sub-section (1) of section 44, as the case may be;

(4) "commission agent" means a dealer who, on behalf of any other person and in consideration of a commission makes or offers to make a purchase or sale of any agricultural produce or does or offers to do anything for carrying out such purchase or sale;

* (4A) "certified seed" means seed that fulfils all requirement for certification provided by the Seeds Act, 1966 (54 of 1966) and the Seeds Rules 1968 and to the container of which the certification tag is attached;

(5) "Director of Agriculture" means the Director of Agriculture, Haryana;

(6) "Deputy Commissioner" means the Deputy Commissioner of the district having jurisdiction over the notified market area or, if such area is situated in more than one district, such Deputy Commissioner of one of these districts as may be specified by the State Government in this behalf;

(7) "Form" means a form appended to these rules;

2* (8) "incidental charges" means the charges payable by the seller in lieu of the services rendered in connection with the handling of agricultural produce prior to the finalisation of the bid at the auction, such as unloading, cleaning and dressing charges; 3*

1* Inserted vide No. GSR-66/PA/23/61/S. 43/Amd(1)/79 dated 11.7.1979
2* Substituted vide No. GSR-10/PA/23/61/S. 43/ Amd(1)/6 dated 3-1-1963
3* Deleted vide No. GSR-5766-Agri. ii(4)-75/15638 dated 12-9-1975.
4* Substituted vide No. GSR II RA/23/61/S-43 Amend 1190 dated 2-2-90
5* Added vide No. 2310-Agri-S(1)-2003/25561 Dt. 15-11-2003.

	(9) "kacha arhtiya" means a dealer who, in consideration of commission, offers his services to sell agricultural produce; (10) "licensee" means a person holding a licence issued under these rules or the rules hereby repealed; 1* (10A) "maintenance" in relation to a house shall include the payment of local rates and taxes and charges for electricity and water; 2* (11) "market charges" mean all charges payable by the buyer in lieu of the services rendered in connection with the handling of agricultural produce after the finalisation of the bid at auction, such as the commission of kacha arhtiya, brokerage, auction charges, remuneration for palledari, filling, weighing and sewing; 3* (12) "palledar" means a person who assists in loading, unloading, weighing, measuring, cleaning and dressing of agricultural produce; (13) "progressive producer" means a producer who, in the opinion of the Director of Agriculture, carries on agricultural produce on improved lines; 4* (14) "Registrar" means the Registrar, Co-operative Societies, Haryana; (15) "seller" includes a person selling agricultural produce on behalf of any other person as his agent or servant, or commission agent; and 5* (16) "Sub-Divisional Officer Civil" means the Sub-Divisional Officer (Civil) of the Sub-Division having jurisdiction over the notified market area or, if such area is situated in more than one sub-division, the Sub-Division Officer (Civil) of one of the sub-divisions in whose jurisdiction the headquarters of the market committee are located.
Section 3	6* 3. Constitution of the Board. - (1) For the purpose of enabling the State Government to nominate non-official members :- (i) under sub-clause (i) of clause (b) of sub-section (1) of section 3, the Director shall submit a panel of one name from each district;

1* Inserted vide No. GSR-122/PA/23/61/S. 43/Adm/69 dated 1-8-1969.
2* Substituted vide No. GSR-10/PA-23/61/S. 43/Adm(I)/63 dated 3-1-1963.
3* Rest is deleted vide No. GSR-5766-Agri. II(4)-75/15638 dated 12-9-1975.
4* The word "Haryana" substituted vide No. GSR-5326-Agri. II(4)-73/14944 dated 4-9-1973.
5* Inserted vide No. -do-
6* Substituted vide No. GSR-5766-Agri. II (4)-75/15638 dated 12-9-1975

(ii) under sub-clause (ii) of clause (b) of sub-section (1) of section 3, the Director of Agriculture shall submit a panel of three names; (iii) under sub-clause (iii) of clause (b) of sub-section (1) of section 3, the Director of Agriculture shall submit a panel of four names, two from each division; (iv) under sub-clause (iv) of clause (b) of sub-section (1) of section 3, the Director shall submit a panel of one name from each district; (v) under sub-clause (v) of clause (b) of sub-section (1) of section 3, the Registrar shall submit a panel of eight names, two from each division; (vi) under sub-clause (vi) of clause (b) of sub sub-section (1) of section 3, the Director shall submit a panel of one name from district; (vii) under sub-clause (vii) of clause (b) of sub-section (1) of section 3, the Director of Panchayats shall submit a panel of eight names, two from each division. (2) The panels of names received under sub-rule (1) shall not be binding upon the State Government. (3) The casual vacancies among non-official members of the Board shall be filled by calling a panel of names in the manner indicated in sub-rule (1) (4) The term of office of non official members shall commence from the date on which their appointment is notified in the office Gazette.	
(4) Functions and powers of Chairman, Chief Administrator, and Secretary of the Board - (1) The Chairman of the Board shall preside over the meetings of the Board. (2) The Chief Administrator shall,- (a) be responsible for the administration of the Act and shall subject to any other provision contained in these rules, exercise general control over the employees of the Board and those of Committees; (b) enjoy the powers of the Head of the Department as are being enjoyed by the Director of Agriculture in relation to matters pertaining to Agriculture Department ;	**Section 3 (ii) and (2) (ii)**

Section 3 (14) (c).	(c) be the competent authority for approving the budget of the Committees; and (d) be responsible for the preparation of the annual Budget of the Board. (3) The Secretary of the Board shall, in relation to matters pertaining to the Board, enjoy the same powers as are being enjoyed by a Head of office in the Agriculture Department in relation to matters of that Department. 5. Matters on which Board may frame bye-laws. - In Addition to the matters specified in sub-section (14) of section 3, the Board may frame bye-laws regulating - (a) better marketing of agricultural produce and marketing of agricultural produce on co-operative lines ; (b) the grading and standardisation of agricultural produce ; (c) the general improvement in the markets or their respective notified market areas; (d) the maintenance and regulation of rest-houses, staff quarters and other buildings of the Board; (e) the procedure for giving aid to financially weak committees; (f) the allowances payable to the members of the Board or Advisory Committees; (g) propaganda, demonstration, publicity and education for improvement of marketing and agriculture; (h) the classification of the Committees on the basis of their income for the purpose of fixing the grades of their Secretaries and other employees ; (i) the person or persons by whom, and the manner in which, a contract may be entered on behalf of the Board; and

(j) any other purpose which, in the opinion of the Board, is calculated to promote the interests of the Board or the Committees, or to lead to improvement of marketing and agriculture in general.	
6. Budget of Board and Committees.-(1) The Board shall meet not later than first week of February every year to finalise the budget for the next financial year.	**Section 3 (13)**
(2) The budget finalised by the Board shall be submitted to the State Government not later than the last week of February preceding the year to which the budget relates.	
(3) No expenditure shall be incurred by the Board unless there is a provision in the budget to meet the same.	
(4) The Board may re-appropriate any amount under the Head of Account to another with the *3 prior approval of the State Government.	
(5) The provisions of sub-rules (1), (2) and (3) shall, as far as may be, apply to the preparation, finalisation and submission for sanction of the budget of the committees :	
*1 Provided that the budget in the case of committees shall be submitted for sanction to the Chief Administrator of the Board through the Sub-Divisional Officer (Civil) and the Deputy Commissioner. If it is not received back within two months from the date of despatch by the committee, it shall be presumed to have been sanctioned.	
Provided further that the budget sent by the committee shall not be retained each by the Sub-Divisional Officer (Civil) and the Deputy Commissioner for more than ten days.	
7. Publication of notification under section - 6.-	**Section 6 (1)**
(1) Copies of notification issued under section 6 shall be published, under the orders an the discretion of the Chief Administrator, of the Board, in one or more of the modes specified below :-	
(a) by publication in Hindi*2 Language or in such other language and in such news-papers as in the opinion of the Chief Administrator of the Board will give due publicity among persons likely to be affected thereby ;	

*1 Substituted vide No. GSR-5323-Agri. (ii)-4-73/14944 dated 4-9-1973
*2 The word “Hindi” substituted in place of the words “the regional” vide No. GSR-51/PA-23/61/S-43/Admn. (i)/82/23-6-82.
*3 The word “the” substituted against the word “out” vide No. 1748/Agri.-(i) (4)-77/7882 dated 12-5-1977.

	(b) by affixing a copy of the notification in Hindi language or in such other language as may be considered necessary by the Chief Administrator of the Board, in the office of every Municipal Committee, Notified Area Committee, Panchayat Samiti *1, if any, within whose jurisdiction the notified market area of any part thereof is situated, and at some conspicuous place in the existing, market if any; (c) by affixing a copy of the notification in Hindi language or in such other language as may be considered necessary by the Chief Administrator of the Board, in the Principal common meeting place, if any, or every village within the notified market area ; (d) by beat of drum in the villages within the notified market area. (2) The time of publication under clause (a) to (c) and the time and frequency of the drum beating under clause (d) shall be determined by the Chief Administrator of the Board. (3) The expenses of publication under sub-rule (1) for the copies of the notification issued under section 6 shall be met out of the Marketing Development Fund.
Section 12 (4) and 43 (2) (i)	2* 8. Constitution of Committees- (1) For the purpose of enabling the State Government to nominate members under sub-section (2) of section 12, the Deputy Commissioner of the district concerned should send to the State Government a penal of names equal to double the number of members to be nominated on the Committee. (2) The penal of names received under sub-rule (1) shall not be binding upon the State Government.
Section 43 (2) (iii)	9. Term of office of Chairman and Vice-Chairman of Market Committee.- (1) The term of office of the Chairman and Vice-Chairman of a Committee shall be co-terminous with the term of office of the members who had elected them.

*1. The world “and Zila Parishad” deleted vide No. GSR-51/PA-23/61/S-43/Amd (1)-82 dated 23-6-1982.
*2. Substituted vide No. GSR-78/PA-23/61/S-43/Amd/70 dated 3-6-1970.
*3. The words ‘for the copies’ substituted vide Notification No. 1452-Agri. S(I)-96/11873 dt. 15.5.96.

(2) A Chairman or a Vice-Chairmn shall cease to function as such- (a) on the termination of his membership ; or (b) on the acceptance of his resignation given in writing to the Board; or (c) on the confirmation by the Chief Administrator of the Board of the resolution passed by the members under sub-section (2) of section 16; or (d) on his removal from the membership by the State Government under section 15. 10. Powers of Chairman and Vice-Chairman of Committee. [1*] (1) The Chairman of the Committee shall be its Chief Executive Officer and the employees engaged in connection with the management of the affairs of the Committee shall, subject to these rules and the bye-laws of the Committee, be subject to his control. He shall initiate the confidential reports of the Secretary and Assistant Secretary of the Committee and send the same to the Chief Administrator of the Board who shall make assessment. (2) The Chairman shall convene and conduct meetings of the Committee. (3) The Chairman shall conduct all correspondence and be responsible for the keeping of accounts and safe custody of cash and other assets of the Committee in accordance with the provisions of the Act, rules and bye-laws framed thereunder. (4) The Chairman shall forthwith report to the Secretary of the Board in case any member of the Committee dies or becomes subject to any of the disqualifications mentioned in sub-section (5) of section 3 read with sub-section (4)[2*] of section 12. (5) The Chairman may by an order in writing delegate any of his powers to the Vice Chairman or Secretary, generally, or for such period as may be determined by him and may, at any time and without assigning any reason withdraw the delegation so made by a like order.	**Section 43 (2) (iii)**

1* Sub-rule (1) substituted vide No. GSR-5766-Agri.-II(4) 75/15638 dated 12-9-1975.
2* The figure (4) substituted vide No. GSR-5766-Agri.-II(4) 75/15638 dated 12-9-1975.

	[1*] (6) The Chairman shall be competent to grant casual leave to the Secretary and Assistant Secretary of the Committee. For granting other kinds of leave the competent authority will be the Chief Administrator of the Board. (7) If the Chairman is likely to be absent from the notified market area, or on account of illness or other circumstances, is unable to perform his duties, he shall inform the Vice-Chairman in writing accordingly. The Vice-Chairman shall there upon act for the Chairman, and while so doing he shall have all the powers and privileges of and be responsible for all the duties of the Chairman. In the event of death of a Chairman the powers, privileges and responsibilities of the Chairman shall be discharged by the Vice-Chairman who shall act as Chairman until a new Chairman is elected.
Section 17 and 43 (2)	11. Resignation of member of Committee.- (1) Any member of a Committee may resign his office by tendering resignation in writing to its Chairman and if, the member tendering resignation is himself the Chairman, he shall submit it to the Chief Administrator of the Board. (1) Provided that if no Chairman of a Committee has been elected the member may submit his resignation to the Chief Administrator of the Board. (2) Every resignation received under sub-rule (1) shall forthwith be forwarded by the Chairman of the Committee alongwith his comments to the Chief Administrator of the Board who shall, with the least possible delay, forward the same with necessary comments to the State Government which will decide it within two months of its receipt. (3) The acceptance of every resignation shall be notified by the State Government in the official Gazette and the member shall cease to function as such from the date of such notification.
Section 43 (2) (vi)	12. Language for transaction of business.- The business at the meeting of the Committee shall be transacted in Hindi [2*].
Section 19 and 43 (2) (xiii)	13. Appointment of disputes sub-committee. - (1) A committee may appoint a sub-committee called the disputes sub-committee consisting of [3*] such number of members and other persons as it may think fit, to arrange for the settlement by arbitration of any dispute between a buyer and seller of agricultural produce or their agents including disputes regarding quality or weight of the article, the price or rate to be paid, allowances for wrappings, dirt or impurities or deductions for any cost:

1* Sub-rule (6) substituted vide No. GSR-5766-Agri.II(4) 75/15638 dated 12-9-1975.
2* The word “Hindi” substituted vide No. GSR-7566-Agri. II (4)-75/15638 dated 12-9-1975.
3* The word “of” inserted vide No. GSR-51/PA-23/61/S-43/Amd. (1)/82 dated 26-3-1982.
4* Substituted vide No. CSR II/6-A 2361/5-43/Amend 1/90 dated 2-02.90.

Provided that the Chairman of the Committee shall not be a member of the disputes sub-committee. (2) The disputes sub-committee shall, for each market yard, appoint a panel of not less than six persons to act as arbitrators in the settlement of the aforesaid disputes. Every person included in the panel shall be either producer living in the notified market area, or a dealer doing business in the market yard for which that panel has been appointed. (3) Where any such dispute arises the parties thereto may agree to the settlement thereof in accor dance with following provisions :- (a) The dispute shall be reported to the Secretary of the Committee who shall try to settle the dispute. If he fails, the dispute shall be settled in the manner provided in clauses (b), (c), (d) and (e). (b) Each party to the dispute shall select one arbitrator from the panel appointed for the purpose by the disputes sub-committee. The arbitrators shall, before entering upon the reference, appoint a person from the panel to act as Umpire incase they fail to agree. (c) If the arbitrators fail to agree the matter shall be referred to the Umpire appinted under clause (b) for decision. (d) An appeal against the decision of the arbitrators or Umpire, as the case may be, shall lie to the disputes sub-committee and shall be filed within a period of seven days[1*] from the date of the award. (e) The decision of the abritrators or Umpire or, where an appeal has been made to the disputes sub-committee, the decision of such sub-committee shall be final.	
14. Duties and Powers of Secretary of Committee.- [2*] (1)The Secretary of the Committee shall be the Executive Officer of the Committee. All employees engaged in connection with the management of the affairs of the committee shall be under his control and all orders to them shall pass through him. He shall be competent to pass orders with regard to their postings in the principal	**Section 43 (2) (ii)**

1* The word “seven days” substituted vide No. GSR-5766-Agri. II(4)-75/15638 dated 12-9-1975.
2* Sub-rule(l) substituted vide No. GSR-5766-Agri.II (4)-75/15638 dated 12-9-1975

	market yard and sub-market yards, except in the case of Assistant Secretaries, according to the requirements of the Committee and to grant casual leave to such employees. (2) The Secretary shall work under the control of the Chairman of the Committee. (3) The Secretary shall be entitled to attend all meetings of the committee, or a sub-committee or a Joint Committee or an ad-hoc Committee, except a meeting wherein anything pertaining to him or any of his relatives is to be considered. Explanation.-Relative for the purpose of this sub-rule shall mean- (a) father, mother, son, daughter, brother and sister of the person concerned; and (b) brother and sister of the father of the person concerned; and (c) father, mother, son, daughter, brother and sister of the wife or husband of the person concerned. (4) The Secretary shall advise the Committee and its Chairman in the light of the provisions of the Act, rules and bye-laws framed under the Act and directions of the Board or of the Chief Administrator or Secretary[1*] of the Board issued from time to time and previous decisions of the Committee. His opinion shall be recorded in the proceedings of the Committee. The Secretary shall be responsible to send a copy of proceedings of the committee and sub-committees to the Secretary of the Board immediately but in no case later than three days after the date of meeting.[2*] (5) It shall be the duty of the Secretary to carry into effect the provisions of the Act, rules and bye-laws framed under the Act and instructions of the Board, and the decisions of the Committee and of the Chairman of the Committee consistent with the Act, the rules and bye-laws and instructions of the Board and of the Chief Administrator or Secretary[1*] of the Board and to effect maximum improvement in the market.

1* The word “or Secretary” inserted vide No. 5766 Agri. II (4) 75/15638 dated 12-9-1975.
2* The last sentence inserted vide No. 5766 Agri. II (4) 75/15638 dated 12-9-1975.

(6) The Secretary shall see that communications addressed to the Committee by the Chief Administrator or Secretary of the Board are dealt with promptly and efficiently and all correspondence between the Chief Administrator or Secretary of the Board and the Committee is laid before the Chairman of the Committee for information or action as the circumstances may require. (7) Subject to sub-rule (5) the Secretary shall have immediate responsibility for carrying on the day to day working of the office of the Committee, maintenance of accounts, punctual rendering of returns, monthly review of the progress made in the enforcement of the Act and safe custody of the care, the common seal, the minute book and other record and assets of the Committee. 1* (8) The Secretary shall make an annual assessment of the work of the employees engaged in connection with the management of the affairs of the committee and he shall submit the same to the Chairman of the Committee who shall take this assessment into consideration while making final assessment of the work 7of such employees and shall send the same to the Chief Administrator of the Board whose remarks shall be final.	
15. Allowances of members of Board and Committees. - 2* (1) For journeys undertaken by the members of the Board for attending meetings or for any other work of the Board for which they are specially deputed by it, they shall be paid daily allowance and travelling allowance at the rates to be fixed by the Government from time to time: 3* Provided that in the case of members of the State Legislature they shall be paid travelling and daily allowances according to the rates fixed for such members under the rules governing their allowances. 4* (2) For journeys undertaken by the members of the committee including Chairman and Vice-Chairman of the committee (other than the official members) for attending its meeting or for any other work of the committee for which they are specially deputed by it they shall be paid travelling and daily allowance at the rate fixed by the Registrar Co-operative Societies for the members of Group 'B' Co-operative Societies:	**Section 43 (2) (xxvi)**

1* Substituted vide No. 5766 Agri. II (4) 75/15638 dated 12-9-1975.
2* Substituted vide No. 6146-Agri II(4)-76/24447 dated 2.12.1976.
3* New provio added vide No. GSR-118/PA. 23/61/S. 43/Amd. (6)/64 dated 17-4-1964.
4* Substituted vide No. GSR-42/PA-23/61/S. 43/85 dt. 18-5-85.

[1*] Provided that in the case of members of the State Legislature they shall be paid travelling and daily allowances according to the rates fixed for such members under the rules governing their allowances.

(3) For attending the meeting of the Board/Committee the members of the State Lagislature shall be paid travelling and daily allowance, according to the rules governing their allowances.

(4) The Chairman of the Committee shall be paid an honorarium of five hundred rupees per month. The Vice-Chairman who performs the functions and duties of the Chairman continuously for a period of not less than fifteen days shall also be paid the said honorarium of five hundred rupees:

Provided that the total amount of honorarium drawn by the Vice-Chairman in any financial year shall not exceed fifteen hundred rupees.

[2*] (5) Notwithstanding anything contained to the contrary in sub-rules (1) and (2), the members of the committee, who may come to attend the meetings within a radius of 8 kilometres of the place of meetings, shall be paid sitting allowance, equal to daily allowance fixed under sub-rule (2).

(6) If in the opinion of the Board, the financial position of a committee does not warrant the payment of the travelling and daily allowances according to the scale prescribed above, he may fix such scale of daily and travelling allowances in the case of that Committee as he may think proper.

[3*] 15-A. Other allowances of Chairman of Board.-(1) There shall be paid to the Chairman of the Board a monthly allowance not exceeding one thousand[4*] rupees as the State Government may fix.

(2) The Chairman of the Board, other than a serving or retired Government employee, shall be provided with residential accommo-dation or in lieu thereof given a lodging allowance, fixed by the State Government from time to time.

1* New Proviso added vide No. GRS. 118/8A-23/61/S-43/Amd (6)/64 dated 17.4.1964.
2* Substituted vide No. GSR/42/PA/23/61/S/43/85 dated 18.5.85.
3* New rule 15-A having sub-rule (1), (2) and (3) inserted vide No. GSR-125/PA-23/61/S-43/Amd 69 dt. 1-8-69.
4* Raised eight hundred to one thousand vide No. GSR-38/PA-23/61/S-43/70 dated 24-3-70

(3) The Chairman of the Board, other than a serving or retired Government employee shall be provided with a staff car or in lieu thereof conveyance allownce, fixed by the State Government from time to time.

[1*] (4) The Chairman if at the time of his appointment as such is a retired Government employee, shall be paid a monthly allowance not exceeding the pay drawn by him at the time of his retirement minus gross amount of pension (including the monthly equivalent of his death-cum-retirement gratuity), he shall be entitled to dearness, House rent allowance and Chandigarh compensatory allowance[2*] as admissible to other re-employed Government employees from time to time. Further he shall be entitled to medical facilities admissible to him in accordance with the rules applicable at the time of his retirement.[3*]

(5) In case a serving officer is appointed as Chairman of the Board in addition to his own duties, he shall continue to draw the same emoluments which he would have drawn in Government service.

(6) In case a serving officer is appointed as a whole time Chairman of the Board he shall be treated to be on deputation and shall get such emoluments and other allowances as are admissible to him under normal Government rules.

[4*] 15-B. Emoluments and other allowances of Chief Administrator.

(1) In case an officer of the Government is appointed as the Chief Administrator of the Board, in addition to his own duties he shall continue to draw the same emoluments which he would have drawn in Government service.

(2) In case an officer of the Government is appointed as a whole time Chief Administrator of the Board he shall be treated to be on deputation and shall receive such emoluments and other allowances as are admissible to him under normal Government rules.

1* Sub-rule (4), (5) and (6) inserted vide No. 3891/Agri.II/(4)-74/24183-84 dated 25-9-74.
2* The word CCA inserted vide No. GSR-66/PA-23/61/S-43/Amd-II/81 dated 5-5-81 and shall be deemed to have been inserted w.e.f. 1.10.74.
3* Last sentence inserted vide No. 6147-Agri. II (4)-76/191 dated 4-1-1977.
4* New Rule 15-B with sub-rule (1) and (2) inserted vide No. GSR-13/PA-23/61/S-43/Amd.(I)/81 dated 3-2-1981.

Section 3 (9) & 43 (1)	16. References.-References from Committees to any Government Department other than district authorities and local bodies shall be made through the Secretary of the Board.
Section 8A-	"16A. Registration of contract farming (1) Any Contract farming sponsor intending to register himself under section 8A of the Act shall apply in Form A-I to the Secretary of the concerned Market Committee. In case the contract farming sponsor wants registration for more than one Market Committee, he may apply to the Secretary of the Board. (2) Every such application shall be accompanied with a registration fee of Rs. 5,000/-. The amount shall be refundable only if the registration is denied for any reason. The period of registration shall be three years. (3) The period of registration may be got renewed by applying to the Secretary of the concerned Market Committee or the Secretary of the Board, as the case may be, in Form A-II accompanied with a renewal fee of Rs. 2,000/-. the amount shall be refundable only if the renewal of registration is denied for any reason. (4) Every application for registration/renewal shall also be accompanied with-, (a) a detailed project report of the business intended; (b) a statement showing the financial status of the applicant with the support of income tax returns for the previous two assessment years or permanent assets with valuation assessed by a Chartered Accountant; (c) balance sheet of last two years; (d) proof of registration under the Companies Act, 1956 (1 of 1956), the Indian Partnership Act, 1932 (9 of 1932), the Haryana Cooperative Societies Act, 1984 (22 of 1984) or a Government agency, as the case may be. (5) The Secretary of Market Committee or the Secretary of the Board, as the case may be, shall evaluate the application for registration or renewal submitted by the applicant and after evaluation shall issue the registration certificate to the applicant in Form B-I or renew the registration, as the case may be. In case contract farming sponsor violates the provisions of Act, Rule & Bye Laws or conditions of contract agreement, the Secretary of the Market Committee or the Secretary of the Board, as the case may be, shall have the power to cancel his registration. (6) The contract farming agreement between the contract farming sponsor and contract farming producer shall be in Form C-I and it shall be got registered with the District Marketing Enforcement Officer concerned in the presence of both the parties. The agreed rate/contract rate shall not be less than minimum support price of the preceeding

year. The buyer shall deposit an amount up to 15% of the total price of the agricultural produce as per agreed rate or minimum support price (if the rate is not agreed upon) or bank guarantee for the sum with the committee in which the land is situated as security. Where there is no minimum support price and no agreed rate, the amount of security shall be calculated at the rate of 15% of the prevailing market rate at the time of agreement. The security shall be released within a period of thirty days after the date of satisfactory performance of the agreement.

(7) In case both the parties want to change any of the terms and conditions of the contract farming agreement, the same shall be effected by the District Marketing Enforcement Officer concerned in the presence of both the parties from time to time as per requirement.

(8) The Secretary of the concerned Market Committee or the Secretary of the Board, as the case may be, shall maintain a record of the contract farming sponsors in Form D-I.

(9) The District Marketing Enforcement Officer concerned shall maintain a record of the contract agreements in Form E-I.

(10) The District Marketing Enforcement Officer concerned either himself or on the request of either party shall empower the officials of the Board/committee or any other Government agency being expert to enter the premises/fields of the parties to contract farming agreement to inspect, supervise and monitor the farming practices adopted and the quality of the produce from time-to-time. A record, as may be necessary in this regard in the form of Kisan Diary or otherwise, may also be maintained.

(11) A contract farming sponsor shall submit annual accounts in Form F-I before 30th June every year, to the concerned Market Committee in respect of all transactions undertaken by him during the previous financial year.

(12) If the contract farming sponsor has purchased the produce with an intention to export or processing, then he shall inform to the concerned Market Committee, the same in Form G-I. The contract farming sponsor shall submit a declaration that he is exporting or processing the produce within a period of 90 days from the date of purchase.

(13) If any dispute arises between the parties in respect of any provisions of contract farming agreement, either of the party may submit an application to the Zonal Administrator concerned to resolve the dispute. Every such application shall bear the court fee stamp of ten rupees. The Zonal Administrator shall resolve the dispute in a summary manner within a period of thirty days after giving the parties a reasonable opportunity of being heard.

(14) Omitted.

Section 10 & 43 (2) (ix)	17. Licences to dealers-(1) A person desirious of obtaining a licence under section 10 of the Act shall apply in Form 'A' in duplicate to the Chief Administrator of the Board or any other person authorised by him, in writing, in this behalf through the Secretary of the Committee in whose jursdiction he wishes to carry on his business and shall also deposit with the committee, the requisite licence fee in cash and the security in the form of post office saving bank account duly pledged in favour of the Chief Administrator of the Board or any other person authorised by him, in writing, in his behalf (2) The licence fee and the security for licences issued under this rule shall be as under:-

Category of licences	Licence fee		Security
	per annum	per quarter of the year or part thereof	
	Rupees	Rupees	Rupees
i) Factory including ginning factory sheller, [2*] flour mill, oil expeller, Dal Mill or cold storage for sale, purchase, storage or processing of agricultural produce.	100.00	25.00	500.00
ii) Commission agent, Kacha Arhtiya or other wholesale dealer for sale, purchase or storage of agricultural produce.	60.00	15.00	300.00
iii) Other dealers whose annual turn over of agricultural produce exceeds rupees sixty[3*] thousand but does not exceeds rupees one lac. [4*]	20.00	5.00	100.00

1* Rule 17 substituted vide No. 5766-Agri. II (4)-75/15638 dated 12-9-1975.
2* The word "huller" deleted vide No. GSR-51/PA-23/61/S-43/Amd. (1)/82 dated 26-3-1982
3* Raised from twenty to sixty vide No. GSR-64/PA-23/61/S-43/87 dated 13-8-1987.
4* Category (iii) substituted vide No. -do-

Provided that in case of licences issued, before coming into force of the Punjab Agricultural Produce Markets (General) Haryana Second Amendment Rules, 1975, the above rates of licence fee and security shall be applicable with effect from the 1st April, 1976.

(3) Unless otherwise provided in the licence, each licence issued under the Act and these rules shall expire on the 31st day of March following the date of issue.

(4) A separate licence shall be required by a person for setting up, establishing or continuing or allowing to be continued more than one place for the purchase, sale, storage and processing of agricultural produce in the same notified market area.

(5) The Secretary of the Committee, or such other official as may be authorised by him to receive such application, shall on receipt of the application and the pass book in respect of security, ensure that the necessary licence fee and security have been deposited and shall, after verifying the correctness of the acts stated therein, forward the same to the Chief Aministrator of the Board or any other person authorised by him, in writing, in this behalf under registered post with acknowledgement due within three days of their receipt in the office of the Committee.

(6) On receipt of the application, the Chief Administrator of the Board or any other person authorised by him, in writing, in this behalf may grant a licence to the applicant in form B. The licence shall be subject to the conditions mentioned therein.

(7) A record of the licences issued under this rule shall be maintained by the Board as well as by the Committee in form C.

(8) The security will be released three months after the date of the closure of the business, on production of the clearance certificate issued by the Secretary of the concerned committee.

(9) A licensee may apply for the change of the category of the licence at any time by paying the respective licence fee and security for the licence of the changed category.

18. Persons exempt from taking licences under section 8*

Section 8*

(1) Under section 8 [1*] the following persons shall be exempted from taking licences for the purchase of agricultural produce :-

* The figure '8' substituted in place of figure '6' vide No. 51/PA-23/61/S-43/Amd. (1)/82 dated 26-3-1982.
1* The word 'section 8' substituted in place of the word 'sub-rule (3) of section 6' vide No. referred above.
* Substituted vide No. GSR II PA 23611/S-43 amend 1/90 dt. 2-2-90.

(a) confectioners and purveyors of parched, fried or cooked food;

(b) persons using kohulus, provided that the number of kohulus installed by them in the notified market area is not more than two;

(c) hawkers and petty retail shop-keepers who do not engage in any dealing in agricultural produce other than such hawking or retail purchase;

Explanation-For the purposes of this clause and clause (b) of sub-rule (2), a person, whose turnover of sales and purchases of agricultural produce does not exceed sixty[1*] thousand rupees [2*] during a year or five [1*]thousand rupees during any month[3*] shall be treated as a petty retail shop-keeper.

(d) officials of the State Government and the Central Government when making purchases on behalf of the Government :

Provided that in the case of persons mentioned in clauses (a) and (b) the purchase is made for meeting the vocational needs of the persons concerned.

(e) deleted. [4*]

(f) deleted. [4*]

[5*] (g) the Haryana Khadi Gram Udyog Sangh when making purchases of wool for manufacturing purposes.

(2) The following shall be exempt from taking a licence for the sale of agricultural produce:-

(a) scheduled banks when proceeding against any agri-cultural produce belonging to a producer or a licensee under section 10.

1* The words 'sixty* & 'five' substituted in place of words 'twenty' & 'two' respectively vide No. GSR-64/PA-23/61/S-43/87 dated 13-8-1987.

2* The words 'in any month of the year and ten thousand rupees' deleted vide No. GSR-10/PA-23/61/S-43/ Amd. (i) dt. 3-1-63.

3* The words 'two thousand rupees during a month' inserted vide No. 5766-Agri (II) (4)-75/15638 dated 12-9-75.

4* Clause(e) deleted vide No. 5766 Agri (II) (4) 75/15638 dt. 12.9.75 & clause (f) deleted vide No. GSR-206/PA-23/61/S-43/Amd. (8)/64 dated 3-9-64.

5* Inserted vide No. GSR-291/PA-23/61/S-43 Amd (4)/63 dt. 28-11-63.

of the Act to whom money has been advanced against the security of such agricultural produce;

(b) hawkers and petty retail shop-keepers who do not engage in any dealing in agricultural produce other than such hawking or retail sales ;

(c) officials of the State Government and Central Government when making sales on behalf of the Government ;

(d) persons licensed under the Agricultural Produce (Development and Warehousing) Corporations Act, 1956 and the Punjab Warehousing Act, 1957 who carry on exclusively warehousing business, when selling out agricultural produce belonging to any person to whom money has been advanced against security of such agricultural produce.

(e) deleted [1*]

(f) deleted[2*]

[3*] (2-A) The following shall be exempt from taking a licence for processing of agricultural produce, namely :-

(a) Chakkiwalas who do not make any sale or purchase of agricultural produce but have installed their chakkis for grinding agricultural produce ;

(b) persons engaged in hand-pounding of paddy only.

[4*] (3) The officials of the State Government and Central Government exempted from taking licence under sub-rules (1) (d) and (2) (c) and the Haryana Khadi Gram Udyog Sangh exempted from taking licence under sub-rule (l) (g) shall be bound to comply with the provisions of Act, rules and bye-laws made there under, when making purchase or sales, otherwise than through the agency of a licensee;

[5*] (4) A person licensed under the Agricultural Produce (Development and Warehousing) Corporations Act, 1956, or the Punjab Warehousing Act, 1957, and the Scheduled Banks storing agricultural

1* Deleted vide No. 5766-Agri II (4)-75/15638 dt. 12-9-195.
2* Deleted vide No. GSR-206/PA-23/61/S-43/Amd. (8)/64 dt. 3-9-64.
3* New sub-rule with clause (a) & (b) inserted vide No. GSR-10/PA-23/6/S-43/Amd. (1)/63 dt. 3-1-1963
4* Substituted vide No. GSR-291/PA-23/61/S-43 Amd. (4)/63 dated 28-11-1963
5* Substituted vide No. GSR-219/PA-23/61/S-43/Amd (2)/63 dated 10-9-1963.

Section 13 and 43 (2) (viii)	produce pledged with them by a producer or a licensee under section 10 of the Act to whom money has been advanced against the security of such agricultural produce shall be exempt from taking license in respect of storage business; (5) If a question arises whether a person is entitled to exemption under sub-rule (1) (c) or (2) (b), the Chief Administrator of the Board shall assess the turnover of the person concerned after giving him an opportunity of being heard. His decision shall be final and conclusive. 19. Licences to brokers, weighmen, measurers, surveyors, godown-keepers and palledars.-(1) A person desirous of obtaining a licence under sub-section (3) of section 13 shall make an application in Form D to the Secretary of the Committee of the notified market area concerned after depositing with the Committee the requisite licence fee: [1*] Provided that in the case of the palledar no such application in Form D shall be necessary. The dealer or Palledar himself shall intimate to the Secretary of the Committee in writing full particulars such as name, parentage, residence and full address of the palledar engaged by him and such intimation shall be treated as an application for the grant of a license; and (2) On receipt of application the Secretary of the Committee or any other officer duly authorised by the Committee in this behalf may, after making such enquiries regarding the conduct and business of the applicant, as he may deem necessary, grant a licence in Form E. The licence shall be subject to the conditions mentioned therein. (3) The Committee shall maintain a record of licences issued under sub-section (3) of section 13 in Form C. (4) The licence fee for licences issued under this rule shall be as follows :-

Category of licencee	Licence fee [2*]	
	Per Annum	Per month or part thereof
Weighman or measurer or surveyor	5.00	1.50
Broker	15.00	4.00
Godown-keeper	50.00	13.00
Palledar[3*] (deleted)		

1* New proviso inserted vide No. GSR-10/PA-23/61/S-43/Amd. (1)/63 dated 3-1-1963.
2* The rates of licence fee enhanced vide No. 5766-Agri. II(4)-75/15638 dated 12-9-1975.
3* The word 'Palledar' and its rates deleted vide No. GSR-10/PA-23/61/S-43/Amd. (1)/63 dated 3-1-1963.
4. Substituted vide notification dated 2-2-90.

(5) The committee may, on being satisfied that there has been a breach of any of the conditions specified in a licence, by an order in writing, cancel or suspend such licence and may also direct that such licence shall not be renewed for such period not exceeding five months for the first breach and not exceeding nine months for the second breach and not exceeding one year for every subsequent breach, as may be specified in that order : Provided that no such order shall be made without giving the licencee an opportunity to show cause why such an order should not be made. 20. Change in style and membership of firm.-(1) (a) Where the licencee, holding a licence under section 10, is a firm, any change occuring in the membership of such firm otherwise than through inheritance, shall mean the constitution of a new firm and shall necessitate a fresh licence: [1*] Provided that in the case of a Hindu-joint-family firm, any addition on account of the birth or deletion on account of death of any male member shall not be treated as bringing about any change in the membership of the firm : [2*] Provided further that any change in the membership of the firm amounting to constitution of a new firm without any change in its title shall not be treated as bringing about any change in the membership of the firm where the continuing members undertake to own the liabilities of the predecessor-firm. (b) Where a change, not necessitating a fresh licence under section 10 takes place in the membership of a firm, or the firm changes its name without any change in membership thereof, and intimation thereof shall, within two weeks from the date of such change, be given to the Chairman of the Board through the Chairman of the Committee. The Chairman of the Committee shall after making such enquiry as he may deem necessary, forward the application to the Chairman of the Board with his comments. The Chairman of the Board, on being satisfied about the correctness of the intimation shall order necessary corrections to be made in the licence. Intimation of such order shall	**Section 10 & 13**

1* The words 'or deletion on account of death' in proviso inserted vide No. 5766-Agri. II/(4)-75/15638 dated 12-9-1975.

2* New proviso added vide No. GSR-64/PA-23/61/S-43/87 dated 13-8-1987.

also be given to the committee concerned, and necessary corrections shall be made in the Register in Form C maintained in the office of the Board and the Committee.

(c) If in a case covered by clause (b) the firm fails to give necessary intimation to the Chief Administrator of the Board within the specified time, the change in the membership or the name of the firm, as the case may be, shall be deemed to result in the constitution of a new firm necessitating the grant of a fresh licence.

(2) (a) Where the licencee, holding a licence under section 13 is a firm, any change occuring in the membership of such firm otherwise than through inheritance shall mean the constitution of a new firm and shall necessitate a fresh licence :

Provided that in the case of a Hindu-joint-family firm, any addition on account of the birth of any male member shall not be treated bringing about any change in the membership of the firm :

[1*] Provided further that any change in the membership of the firm amounting to constituion of a new firm without any change in its title shall not be treated as bringing about any change in the membership of the firm where the continuing members undertake to own the liabilities of the predecessor firm.

(b) Where a change, not necessitating a fresh licence under section 13, takes place in the membership of a firm, or the firm changes its name without any change in the membership thereof, intimation thereof shall, within two weeks from the date of such change, be given to the Committee concerned, which if satisfied, after such enquiry as it may consider necessary, about the correctness of such intimation, shall order necessary corrections to be made in the licence. The Register in Form C shall also then be corrected accordingly.

(c) If in a case covered by clause (b), the firm fails to give necessary intimation to the Committee within the specified time, the change in the membership or the name of the firm, as the case may be, shall be deemed to result in the constitution of a new firm necessitating the grant of a new licence.

1* New provisio added vide No. GSR-64/PA-23/61/S-43/87 dated 13-8-1987.

[1*] (3) Nothing in this rule shall apply in the case of a licence granted to a co-operative society. 21. Renewal of licence and issue of duplicate thereof :- (1) A licence granted under section 10 or 13 of the act shall be valid for the period for which it is issued and shall, subject to any order passed under section 10(2) of the Act or rule 19(5) be renewable by the authority granting it, on payment of the annual fee prescribed for the issue of such licence. Renewal application shall be made in Form F for licence under section 10 and in Form G for those under section 13. (2) If any area is excluded from any notified market area and included in another , the licences issued under sections 10 and 13 for the area so excluded shall be deemed to have been issued by the Committee of the notified market area in which the area is included and shall be renewable by the Committee of that area. (3) An application for the renewal of licence shall be made at least thirty days before the date on which the licence is due to expire : [2*] Provided that thirty days period of grace will be allowed for getting a licence renewed : [3*] Provided further that the authority competent to renew a licence may, on the applicant's paying a penalty equal to the amount of annual licence fee, grant an application for renewal made within thirty days after the date of expiry of the period of the grace. The authority competent to renew a licence may remit the penalty in whole or in part if it is satisfied that the delay was for reasons beyond the control of the applicant : [4*] Provided further that no licence shall be renewed for a part of the year. (4) Every renewal of a licence granted under this rule shall be deemed to take effect from the date following that on which the licence expired.	**Section 43 (2) (viii) and (ix)**

1* New sub-rule inserted vide No. 5766-Agri. II (4)-75/15638 dated 12-9-1975.
2* New proviso inserted vide No. GSR-10/PA-23/61/S-43/Amd (1)/63 dated 3-1-1963.
3* Substituted vide No. referred in 1*.
4* New proviso inserted vide No. referred in 1*.

(5) Except as provided in sub-rule (3), every application for renewal of a licence made after the date of expiry thereof shall be treated as an application for the grant of a fresh licence. (6) If a licence granted under section 10 or 13 of the Act, or renewed under sub-rule (1) above is lost, a duplicate may be issued by the authority which issued the original, on payment by the licencee of a fee of five [1*] rupees. (7) The fee payable for the renewal of a licence under section 10 or section 13 for its duplicate shall be paid to the Committee concerned.	
22. Prohibition against grant of certain licences.- (1) Except as hereinafter provided, no person shall at the same time hold a dealer's licence under section 10 as well as a licence under section 13 or hold more than one licence under section 13 to act as a functionary in more than one capacity : Provided that nothing in this rule shall apply to persons dealing in vegetable and fruits. (2) Nothing in sub-rule (1) shall be deemed to prohibit any person licenced as weighman, surveyor or measurer to act in all the three aforesaid capacities.	**Section 13 & 43 (2) (viii) & (ix)**
23. Employing a Broker.- (1) No person shall be bound to employ a broker in any transaction, or be required to pay for a broker employed by any other party to the transaction, or to pay for broker when none has been employed. (2) Where any person enters into any transaction for the purchase or sale of any agricultural produce through a commission agent, and the commission agent, without a written authority from his principal, employs a broker in connection with such transaction, the broker's commission shall be payable by, and may be paid out of the remuneration due to, such commission agent. (3) The same person shall not act as a broker both for the buyer and the seller of an agricultural produce in the same transaction.	**Section 43 (2) (xii) & (xiv)**

1* rate enhanced vide No. 5766-Agri. II (4)-75/15638 dated 12-9-1975
2. vide HOGSR 11-PA. 23/6/S-43/Amend/8 dated 2-2-90.

24. Sale of agricultural produce.- (1) All agricultural produce brought into the market for sale shall be sold by open auction in the principal or sub market yard. (2) Nothing in sub-rule (1) shall apply to a retail sale as may be specified in the bye-laws of the Committee. (3) A committee may, and on being directed by the Chief Administrator of the Board, shall fix timings for the starting and closing of the auction in respect of any agricultural produce, other than fruit and vegetables. (4) The price of agricultural produce shall not be settled by secret signs or secret bid and no deduction shall be made from the agreed price of the consignment. (5) The auction shall not be conducted by any person other than the person engaged by the Committee : Provided that under special circumstances the Chief Admini-strator of the Board may allow a Committee to make or permit any alternative arrangement : Provided further that nothing in this sub-rule shall apply to the auction of vegetables and fruits. (6) The highest bid offered by a buyer at an auction, and at which the seller of the produce gives his consent to sell his produce, shall be the sale price of the produce. (7) The buyer shall be considered to have thoroughly inspected the agricultural produce for which he has made a bid and he shall have no right to retract from it. (8) As soon as the auction for a lot is over, the auctioneer shall fill in the relevant particulars in a book to be maintained in Form H and shall secure the signatures of both the buyer and the seller or their respective representatives, whoever may be present at the spot : [1*] Provided that the vegetable and fruit dealers shall be allowed to note down the auction in mundi Bahi instead of register in Form H and the mundi Bahi shall be paged, properly bounded in a book of at	**Section 43 (2) (v)**

1* New proviso inserted vide No. 5766-Agri. II(4)-75/15638 dated 12-9-1975.

least one hundred pages or multiple thereof and the first and last page thereof shall be signed, stamped and dated by the Secretary of the Committee or any other official authorised by him in this behalf.

[1*] (8-A) A register in Form HH shall be maintained in the office of the committee and all heaps of agricultural produce which remain unsold during the course of auction shall be entered in this register. It shall be the duty of every Kacha Arhtiya to report to the Committee as soon as the unsold heaps are disposed of.

(9) The buyer shall be responsible to get the agricultural produce weighed immediately after the auction or on the same day the produce is purchased by him and the seller or the buyer shall be liable for any damage to, or loss of, or deterioration in, the produce.

(10) A person engaged by a producer to sell agricultural produce on his behalf shall not act as a buyer either for himself or on behalf of another person without the prior consent of the producer. [3*]

[4*] Provided that this sub-rule shall not apply to a Co-operative Society.

(11) The Kacha Arhtiya shall, make payment to the seller immediately after the weighment is over.

(12) Every Kacha Arhtiya shall, on delivery of agricultural produce to a buyer, execute a memorandum in Form I and deliver the same to the buyer on the same day or the following day, mentioning sale proceeds plus market charges admissible under rules and bye-laws. The counterfoil shall be retained by the Kacha Arhtiya :

[5*] Provided that nothing in this sub-rule shall apply where agricultural produce, being vegetables or fruit, not exceeding one quintal in weight is delivered.

1* New sub-rule inserted vide No. 5766-Agri. II(4)-75/15638 dated 12-9-1975.
2* The words in sub-rule (9) from 'and the seller .....usage or custom' substituted vide No. GSR-10/PA-23/61/S-43/Amd. (1)/63 dated 3-1-1963.
3* The words 'without prior consent of the producer' substituted vide No. GSR-10/PA-23/61/S-43/Amd (1) 63/3-1-63.
4* Substituted vide No. GSR-51/PA-23/61/S-43/Amd(1)/82/26-3-82.
5* New proviso inserted vide No. GSR-167/PA-23/61/S-43/Amd(7)/64 dated 3-7-1964.
6* No. GSR II PA-23/61/S-43/Amd/1/90 dated 2.2.1990.

(13) In the absence of any written agreement to the contrary, the sale price of agricultural produce purchased under these rules shall be paid by the buyer to the Kacha Arhtiya on delivery of Form 1. (14) Delivery of agricultural produce after sale shall not be made or taken unless and until the Kacha Arhtiya or, if the seller does not employ a Kacha Arhtiya, the buyer has given to the seller a sale voucher in Form J, the counterfoil whereof shall be retained by the Kacha Arhtiya or the buyer, as the case may be. 25. Weighment - (1) The Board shall fix standards of net weight of agricultural produce to be filled in a packing unit such as a [1*] bag, a half bag or a palli within each notified market area. (2) No person shall fill or cause to be filled any agricultural produce except in accordance with standards fixed under sub-rule (1). (3) All transactions in a market in terms of packing units shall be deemed to have been entered into in accordance with standards fixed under sub-rule (1). (4) Immediately on the completion of weighment of a lot of agricultural produce within a notified market area, either party to the contract may cause a test weighment of ten per cent of the units of packing in a lot or two packing units whichever is more. The test weightment shall be carried out at the site of weighment and if no test weighment is held at the site, the produce shall be deemed to have been correctly weighed. (5) Test weighment under sub-rule (4) shall be carried out in the presence of both the parties to the contract. In case any of the parties refuses or otherwise evades presence, the other party may report in writing to theSecretary of the Committee or any employee of the Board not lower in rank than[2*] that of an Inspector, who after satisfying himself as to the correctness of the report, shall cause the test weighment to be made in his presence or in the presence of any other official of the Committee authorised by him in this behalf, and the result of such test weighment shall be final, conclusive and binding on both the parties. (6) Before any agricultural produce weighed in pursuance of a contract of sale or purchase within a notified market area is removed from the place of its weighment, the Chairman, the Secretary of the Committee or any employee engaged in connection with the manage	**Section 43 (2) & (x)**

1* The word ‘a’ inserted vide No. GSR-51/PA-23/61/5-43/Amd. (1)82 dated 26-3-1982.
2* The word ‘than inserted vide No. GSR-51/PA-23/61/S-43/Amd. (1)/82 dated 26-3-1982.

Section 43 (2) (x) & (xi)	affairs of the Committee as authorised by him or the inspecting officers of the Board[1*] shall, with a view to satisfying himself that such weighment has been correctly made or is filled in accordance with standards fixed under sub-rule (1), be entitled at any time and without any previous notice to check the weighment by means of weights and instruments kept by the Committee or any other agency in the presence of the purchaser and the seller and if either or both of them evade presence, test weighment may be carried out in the presence of any two persons present there. (7) If the weighment checked under sub-rule (6) is found to be defective, the persons checking the weighment may order the lot be reweighed. The reweighment shall be made at the cost of the buyer, if it is not filled in accordance with the standards fixed under sub-rule (1), and at the cost of the weighman concerned, if the weighment is otherwise defective. Such orders shall be final and the buyer or the weighman, as the case may be, shall immediately comply with the order. This sub-rule shall operate without prejudice to any other punishment that may be awarded under the Act, these rules or bye-laws made thereunder. 26. Use of weighing instruments, weights and measures, their inspection and seizure.-(1) Only such weighing instruments as satisfy the requirements of and such weights and measures as are prescribed by, the Punjab Weights and Measures Act, 1958, and the rules made thereunder shall be used for weighing or measuring agricultural produce in a notified market area : Provided that in transactions of sale and purchase of agricultural produce in the principal market yard and sub-market yards of the notified market area the beam scale (kanda) or platform scale shall only be used. (2) Every Committee shall keep in the market yard at least one weighing instrument of the capacity of one quintal and two sets of weights, and in places where measures are used two sets of measures, verified and stamped in accordance with the provisions of the Punjab Weights and Measures Act, 1958, and the rules framed thereunder.

1* The words 'engaged in connection .....officers of the Board' substituted vide No. 5766-Agri. II (4)-75/15638 dated 12-9-1973.

The Committee shall cause such weights and measures to be tested and verified once in the course of each calender year through the agency appointed and in accordance with the requirements of the said Act and rules. (3) The Chairman of a Committee shall allow any person to check free of charge any weight or measure in his possession against the weights and measures maintained under this rule. (4) Weighing instruments, weights and measures kept by a Committee under this rule may at any time be inspected, examined and checked by the Chief Administrator or the Secretary of the Board or by any other employee not lower in rank than that of an Inspector authorised in this behalf by the Chief Administrator of the Board. After inspection the inspecting authority may give such directions as it may deem proper. The Committee shall be bound to comply with such directions. (5) The Chief Administrator or the Secretary of the Board or of the Committee, and any other person authorised in this behalf by the Chief Administrator or Secretary[1*] of the Board shall be entitled at any time and without previous notice to inspect, examine and test any weighing instruments, weight or measure used, kept or possessed within a notified market area by a licencee under section 10 or 13 of the Act, and every such licencee in possession of any such weighing instrument, weight or measure shall, when required, be bound to produce the same before the person entitled to inspect, examine and test it. (6) Any person authorised to inspect, examine and test any weighing instrument, weight or measure under sub-rule (5) shall, while so acting, have all the powers of an Inspector, Weights and Measures, appointed under section 15 of the Punjab Weights and Measures Act, 1958.	
27. Weigh-bridges, measuring yards and certificates of weighment or measurement.-(1) The Committee may erect in the market a weigh-bridge for the weighing of agricultural produce on payment of such fees as may be prescribed by its bye-laws. (2) In places where it is customary for any agricultural produce to be measured instead of being weighed, the Committee may specify	**Section 43 (2) (x) & (xi)**

1* The words 'or Secretary' inserted vide No. 5766-Agri. II(4)-75/15638 dated 12-9-1975.

	A place within the market for that purpose and make arrangements for the measuring of such produce on payment of such fees as may be prescribed by its bye-laws. (3) The Committee shall be responsible for maintaining such weigh bridge or measuring yard in proper condition, and for issuing free of cost certificates of weighment and measurement, as the case may be, in such forms as may be prescribed by its bye-laws. (4) A certificate issued under sub-rule (3) above shall be accepted as final by all persons transacting business in the notified market area unless it is proved, to the satisfaction of the Chairman of the Committee or his authorised representative that the weighment or measurement was done on a defective weigh-bridge or measuring yard or by means of an incorrect scale or weight or measures.
Section 43 (2) (x)	28. Places at which agricultural produce shall be weighed or measured.-(1) In any notified market area for which tobacoo or chillies has been notified as agricultural produce under section 38, the Committee may prescribe the places at which the aforesaid commodities may be weighed, measured or sold. (2) Subject to the provisions of sub-rule (1), weighments and measurements of agricultural produce intended for sale, shall be made through licensed weighmen or measurers in the principal or a sub-market yard.
Section 23 & 43 (2)	29. Levy and collection of fees on the sale and purchase of agricultural produce.-(1) Under section 23 a Committee shall levy fees on the agricultural produce bought or sold or brought for processing [1*] by licencees in the notified market area at the rates fixed by the Board from time to time[3*] either generally or for a specified committee or area. Provided that no such fees shall be levied on the same agricultural produce more than once in the same notified market area. A list of such fees shall be exhibited in some conspicuous place at the office of the Committee concerned : [2*] Provided further that no such fee shall be levied on the wheat imported from a foreign country or wheat or cotton brought for storage, processing or distribution from within the State by the Government or a Corporation in which the Government has the substantial interest:[1*]

1* The word 'or brought for processing' inserted vide No. 5766 Agri. II (4) 75/15638 dated 12-9-1975.
2* New proviso added vide No. GSR-204/PA-23/Amd (10) dt. 5.9.66.
3* Added vide Govt. notification No. 2708 -Agri-S(i) 2004 dt. 11-11-04

[2*] Provided further that no such fee shall be levied on the certified seeds.

(2) The responsibility of paying the fees prescribed under sub-rule (1) shall be of the buyer and if he is not a licencee then of the seller who may realise the same from the buyer. Such fees shall be leviable as soon as an agricultural produce is bought or sold by a licencee.

[3*] (3) The fees shall be paid to the Committee or paid to officer or paid to an agency duly authorised to receive such payment within seven[4*] days of the day of the transaction.

[4*] "(3) The collection of market fee may be leased or auctioned to an agency by the Market Committee with the prior approval of the Chief Administrator, for any period not exceeding one year at a time on such terms and conditions as laid down by the Market Committee. However, it shall be applicable only in case of fruits and vegetables in notified market area."

Explanation-In computing the period of seven[4*] days specified in sub-rule (3) of rule 29 and sub-rule (1) of rule 31, the day of the transaction shall be included.

[5*] Note-I : The payment of fees exceeding Rs. 2000.00 shall be made either in cash or through cheque drawn on the local scheduled bank where the office of the concerned committee is situated subject to the condition that collection charges, if any, shall be borne by the licencee.

Note-II. In cases where unaccounted agricultural produce is detected by the officers of the Board or the Committee, as the case may be, the fees shall have to be paid immediately, and the provisions of payment within seven days shall not apply in such cases.

(4) A receipt in Form K shall be granted forthwith to the person making payment in respect of any fees paid under these rules.

(5) Every officer or servant employed by a committee for the collection of fees shall be supplied by the Committee with a badge of office in such form as may be prescribed by it. The badge shall be worn by the officer or servant concerned while discharging his duties.

1* The words 'or wheat or cotton brought..... substantial interest' added vide No. 5766-Agri II(4)-75/15638 dated 12-9-1975.
2* New proviso added vide No. GSR 66/PA 23/61/S 43 / Amnd. (1)/79 dated 11-7-1979.
3* Substituted vide No. GRS-10/PA-23 61/S 43/Amnd (1)/63 dated 3-1-1963.
4* Enhanced from four to seven vide No. GRS 64/PA 61/ S 43/87 dated 13-8-1987.
5* Note I & Ii inserted vide No. GRS 64/PA 61/S 43/87 dated 13-8-1987.
6* Added vide notification No. 2310 Affic S(1) 2003 / 2536/ dated 15-11-2003

	(6) Every such officer or servant shall before entering on his duties furnish such security as may be prescribed by the bye-laws of the Committee concerned. (7) For the purpose of this rule agricultural produce shall be deemed to have been bought or sold in a notified market area- (a) if the agreement of sale or purchase thereof is entered into in the said area; or (b) if in pursuance of the agreement of sale or purchase the agricultural produce is weighed in the said area; or (c) if in pursuance of the agreement of sale or purchase the agricultural produce is delivered in the said area to the purchaser or to some other person on behalf of the purchaser. (8) If in the case of any transaction any two or more of the acts mentioned in sub-rule (7) have been performed within the boundaries of two or more notified market area the market fee shall be payable to the Committee within whose jurisdiction the agricultural produce has been weighed in pursuance of the agreement of sale, or, if no such weighment has taken place to the Committee, within whose jurisdiction the agricultural produce is delivered.
Section 23 & 43 (2) (vii)	[1*] 30. Exemption from payment of market fees-(1) No market fee shall be levied on the sale or purchase of any agricultural produce manufactured or extracted from the agricultural produce in respect of which such fee has already been paid in the notifed market area in which the same was manufactured or extracted[2*] [3*] (2) The dealer concerned in the sale or purchase of any quantity of agricultural produce from which he manufactures or extracts any other agricultural produce shall maintain in Form L true and correct accounts of the sale, purchase or processing as the case may be, of the said agricultural produce manufactured or extra-cted from it.

1* Substitutd vide No. 5766 Agri. II(4) 75/15638 dt. 12-9-75.
2* The words 'in the notified..... or extracted', substituted vide No. GSR-122/PA 23/61/S 43/Amd(2)/82 dt. 21-10-82.
3* Substituted vide No. GSR 51/PA 23/61/S 43/Amd.(1)/82 dated 26-3-1982.

[1*] (3) The dealer who claims exemption from the payment of market fee leviable on any agricultural produce manufactured or extracted from the agricultural produce in respect of which the market fee has already been paid in another notified market area, shall make declaration and give certificate to the committee in Form L-I, where the fee has already been paid within twenty days of the day of bringing of agricultural produce within the notified market area. Form L-I shall be prepared in quadruplicate form the booklets duly attested and issued by the Secretary of the Committee against the payment fixed by the Committee. It will be the duty of the dealer claiming exemption from the market fee under this sub-rule to send the original copy of Form L-I to the committee within whose market area the agricultural produce is brought. The second copy shall be sent to the office of the committee within whose market area such agricultural produce was bought, and the third and fourth copies shall be retained by the dealer-purchaser and the dealer-seller, respectively and the same shall be kept as a part of their accounts maintained in respect of market fees.

[2*] (Sub-rule (4), (5) & (6) deleted)

[3*] (4) It shall be the duty of the dealer claiming exemption from market fee under sub-rule (3) and (5) to produce a copy of the R/R, forwarding note, bilty or challan, as the case may be, duly signed by him or his authorised agent in the office of the committee from whose market area the agricultural produce is brought before it is unloaded[4*], the second copy in the office of the committee within whose market area the agricultural produce is brought before it is unloaded and the third copy to be retained by him :

[4*] Provided that if no such copy of R/R, forwarding note, bilty or challan is produced in the office of the concerned committee, no claim for exemption shall be entertained.

[5*] (5) The agricultural produce brought for processing from within the State or outside the State and for which market fee has already been paid in any market in the State or outside the state shall be exempted from payment of market fee second time :

1* Substituted vide No. GSR 64/PA 23/61/S 43/87 dt. 13-8-87.
2* Deleted vide No. referred in 3*.
3* Sub rule (7) numbered as sub rule (4) vide No. GSR 51/PA/23/61/S 43 /Amd(1)/82 dated 26-3-82.
4* The words 'before it is unloaded' substituted vide No. GSR 122/PA 23/61/S 43/Amd (2)/82 dated 21-10-1982.
5* New sub rule (5) with proviso inserted vide No. referred in 3*.
6. The words "within a week" the words within twenty" shall be substituted vide notification to 295-Agri.

Provided that the dealer who claims exemption under sub-rule (5) from the payment of fee leviable on any agricultural produce brought for processing shall make declaration and give certificate to the committee in Form L-II duly attested by the Secretary of the Committee where fee has already been paid, within, twenty days of the bringing of agricultural produce within the notified market area and complies with the provisions of sub-rule (2).

[9]"(6) No market fee shall be levied on any agricultural and horticultural produce which is used as raw material in food processing industries within the State except Paddy, Wheat (Kanak), Indian Colza (Sarson), Indian Rale (Toria), Rochet (Tara Mira), Til, Sun-flower Seed (Surajmukhi Beej), Cluster Bean (Guara) and Cotton :

Provided that the dealer who claims exemption under sub-rule (6) from payment of the fee leviable on any agricultural produce purchased for using as raw material shall maintain a record in Form-L under sub-rule (2) and shall make declaration by giving certificate to the Committee in Form L-III. In case such agricultural poduce is brought from another notified market area then the dealer shall make declaration by giving a certificate to the Committee in Form L-III duly verified and attested by the Secretary from where the agricultural produce has been purchased within a period of twenty days of the bringing of agricultural produce."

[1*] (sub-rule) (8) deleted).

[2*] 31. Acount of transaction and of fees to be maintained :

(1) Every licenced dealer and every dealer exempted under rule 18 from obtaining a licence shall submit to the committee a return in Form M showing his purchases and sales of each transaction of agricultural produce or each transaction of agricultural produce brought for processing[3*] within seven days[4*] of the day of transaction :

[5*] Provided that a person exempted from taking a licence under rules 18(2) (b) and 18(2) (c) shall stand exempted from the provisions of this sub-rule in respect of sale of agricultural produce by him :

"Provided further that every contract farming sponsor, who enters into the contract farming agreement shall maintain a register in Form Q and furnish information in Form R to the committee within a period of fifteen days of the purchase.

Provided further that in case of a dealer, who exclusively deals in fruits and vegetables, it shall not be necessary to fill in Form M the particulars of the person to whom any quantity of fruits and vegetables less than one quintal is sold :

[6*] Provided further that in case the kacha arhtiya sends one copy of Form J to the Market Committee, the kacha arhtiya will be exemp-ted from sending Form M to the Market Committee and the buyer

1* Deleted vide No. GRS 51/PA 23/61/S 43/Amd (1)/82 dt. 26-3-82.

2*3* The words 'showing his purchases. ..... for processing' substituted vide No. 5766 Agri. II(4) 75 dated 12-9-75.

4* The words 'within seven days' substituted vide No. GSR 10/PA 23/61/S 43/Amd(I)/63 dated 3-1-1963.

5* Substituted vide No. GSR 51/PA/23/61/S 43/Amd.(1)/82 dated 26-3-82.

6* Inserted vide No. GSR-10/PA-23/61/S-43/Amd(I)/63 dated 3-1-1963.

7* No. 295 Agri. SO 91/6145 dt. 26-3-91 the words ten 'the word twenty' shall be sustituted.

8* No. 1352 Agri.S(1) 93/10223 dt. 31-5-93 the words "or outside the state

9* Sub rule 6 added vide notification dt. 27-11-2006 & 1-12-2006.

shall indicate in Form M only the total quantity and the gross value in respect of each commodity purchased from each seller.

(2) The Committee shall maintain a register in Form N showing the total purchases and sales made by dealers and the fees recoverable and recovered from them.

(3) The Committee shall levy the fee payable under section 23 on the basis of the return furnished under sub-rule (1).

[1*] (4) If any dealer fails to submit a return prescribed in sub-rule (1) or the Chairman of the Committee has reason to believe that any such return is incorrect, he shall after giving notice in Form O to the dealer concerned and after such enquiry as he may consider necessary, shall place the case before the Committee for proceeding to assess the amount of the dealer's business during the period in question.

(5) If a dealer habitually makes default in the submission of returns or if in the opinion of the Committee the dealer habitually submits false returns, the Committee may order for the inspection of the dealer's accounts.

(6) After an order under sub-rule (4) is made, the Committee shall inform the dealer of the date and place fixed for the inspection:

Provided that if the dealer so desires, and pays such fee as the Committee may fix in this behalf, the inspection shall be made at the dealer's premises.

(7) The Committee may authorise one or more of its members to carry out the inspection ordered by it under sub-rule (5). Such member or members shall be assisted by such employees of the Committee as may be deputed by it for that purpose.

(8) Such member or members may after inspection prepare a return or may amend the return already furnished, on the basis of transactions appearing in the dealer's account books and the Committee may levy a fee, or, as the case may be, an additional fee, under section 23 on the basis of such return or amended return, but if the account books are reported to be unreliable, or as not providing sufficient material for proper preparation or amendment of the return or if no such

1* Substituted vide No. 5766-Agri-II-(4)-75/15638 dated 12-9-1975.7

books are maintained or produced, the Committee may assess the amount of the dealer's business on such information as may be available or on the basis of best judgement, and levy fee on the basis of such assessment.

(9) In addition to the fee or additional fee levied under sub-rule (8) the Committee may recover from the defaulter a penalty equal to the fee or additional fee so levied.

(10) Habitual default in the submission of return and habitual submission of false return shall be a sufficient ground for suspension or cancellation of, refusal to renew, a licence, and the provisions of this rule shall apply in addition to and not in derogation of any other law, panel or otherwise, applicable to non-compliance, or defective compliance with any duty imposed upon a dealer by the Act or by these rules, or by any bye-law or order of Committee.

(11) An assessment order made under sub-rules (8) and (9) shall be communicated to him by means of a demand notice in Form P and a copy thereof shall be granted to the dealer on his making a written application, and paying a sum of two rupees as copying fee to the Committee. Every Committee shall maintain a register of copying fees.

(12) The copy shall be prepared in the office of the Committee and certified to be correct by the Secretary or in his absence by another person appointed in this behalf by the Chairman. Such certificate shall give the dates on which the application was received and the copy prepared and delivered to the applicant, and shall be conclusive evidence of the correctness of these dates.

(13) Omitted.

(iv) The order passed by the Chief Administrator shall be final and conclusive.	
32. Books to be kept by licensed brokers and godown-keepers.-Every broker and every godown-keeper licenced under these rules shall-	**Section 43 (2) (xxxi)**
(a) Keep such books in such form as the Committee granting the licence may, from time to time, prescribe by its bye-laws;	
(b) render such returns at such times and in such forms as the Committee may prescribe; and	
(c) render such assistance as may be required by the Committee, in the collection of fees due under the Act or under the rules or bye-laws made thereunder, in preventing evasions of payment thereof, and generally in the prevention of breaches of the Act or of these rules or of any bye-laws made thereunder.	
33. Refund of certain amounts.-(1) When-	**Section 43 (2) (vii) (viii) & (ix)**
(a) any sum has been deposited for the grant of a licence which has in fact not been issued; or	
(b) a person has wrongly applied and paid for and been granted two or more licences of the same nature for the same notified market area; or	
(c) any market fee has been recovered in excess of the amount actually due; or	
(d) any market fee has been recovered on a transaction which is exempt under these rules; or	
(e) any money has been paid by mistake; the Chief Administrator of the Board or the Chairman of the Committee, as the case may be, shall on a written application being made within six months of such deposit and after such enquiry as he may consider necessary, order the refund of the appropriate amount, which shall be repaid to the person concerned, after preparing a refund bill, out of the Marketing Development fund	

	or the Market Committee Fund, according as it was credited in the first instance to the Marketing Development Fund or the Market Committee Fund. (2) The powers conferred on the Chief Administrator of the Board by sub-rule (1) may also be exercised by such Officer subordinate to him as he may appoint in this behalf. (3) The application for refund shall contain such particulars as are necessary to enable the amount for which refund is claimed to be traced.
Section 43 (2) (xxxiii)	34. Prevention of adulteration of agricultural produce.- (1) No person shall adulterate agricultural produce, or place or offer adulterated agricultural produce for sale, in a notified market area. (2) It shall be the duty of a Committee to prevent adulteration of agricultural produce in the notified market area. The Chairman or Secretary of the Committee may take all or any steps within his power to stop, prevent or discourage such adulteration. (3) Explanation-For the purpose of this rule adulteration of agricultural produce shall include mixing of inferior stuff with superior produce, mixing of different varieties or different qualities, mixing of seived remains of the agricultural produce with agricultural produce and mixing of earth, dirt and stones or any other extrane-ous matter with any agricultral produce.
Section 43 (2) (xxxi)	[1*] 35. Preservation of the prescribed forms.- (1) The counter-foils of Forms I, J and M shall be preserved by the dealer concerned for a period of two years from the date of issue of the foil to which the counter-foils relate. The register in Form L shall be preserved by the dealer concerned for a period of two years from the date on which the last entry was made in that register.
Section 46, 43 (1) & 43 (2) (vi)	[2*] (2) deleted [3*] (3) deleted

1* The words 'and production thereof and inspection of the account books' deleted from heading vide No. 5766.Agri. II-(4) 75/15638 dated 12.9.1975.

2* Deleted vide No. GSR.10/PA 23/61/S 43/Amnd. (1) 63 dt. 3.1.63.

3* Deleted vide No. referred in 1*.

4.* Rule 36 with Sub-rule (1) to (3) substituted vide No. referred in 1*.

[4*] 36. (1) A copy of the order passed under the Act or the rules shall be supplied to the Board or the Committee concerned free of charge. (2) Any other person may apply for the certified copy of the order in writing to the authority, which has passed such order and the same shall be supplied on the payment of two rupees per page." 37. Publication of Marketing information.- (1) A Committee may, as and when required by the Chief Administrator of the Board shall, for the benefit of the persons using the market, exhibit at a suitable place outside its office, and at such other place or places as may be determined by it, bulletins of information on such matters as the prices of agricultural produce ruling at the principal marketing centres in the State and the ports serving the State, and the stocks held by mills and the like. (2) The daily rates of all important agricultural commodities authenticated by a person authorised by the Committee in this behalf shall be exhibited in Hindi [2*] at conspicuous places. (3) Such bulletins shall be signed by the Chairman or other person as may be appointed by him in writing and a copy of each such bulletin shall be kept for record in the office of the Committee. 38. Storage accommodation.-(1) A Committee may arrange, when necessary, accommodation for the temporary storage or stocking of agriultural produce.	**Procedure for supply of copies Section 40A** **Section 28 (vii) & 43 (1)** **Section 43 (2) (xv)**

1* Last sentence in sub-rule (2) inserted vide No. referred in 1*.

2* The word 'Hindi' substituted vide No. referred in 1* and the word 'at' substituted vide No. GS.51/PA. 23/61/S.43/Amnd (1)/82 dated 26-3-82.

Section 43 (2) (xxii) Procedure for imposing penalties	(2) The Committee shall charge such fees for such storage and stocking as may be prescribed by its bye-laws. 1* 39. (1) The authority to impose penalty shall issue a show cause notice to all the concerned in Form S. (2) All the affected parties shall be given an oppoirtunity of being hgeard either in person or through their authorized reprersentatives/agents. (3) After hearing the parties, the authority shall impose the penalty as per provisions of the Act."
Procedure for appeal.- section 40	40. (1) Every appeal preferred under section 40 shall bear a court fee stamp of fifty rupees and shall be presented to the appellate authority in the form of a memorandum by the appellant or his duly authorized agent. The memorandum shall set forth concisely the grounds of objection to the order appealed against and shall also be accompanied by a certified copy of such order and the proof of payment of fee, if due, as per the impugned order. (2) In computing the period of limitation for filing an appeal under the Act, the period spent in obtaining a copy of the order shall be excluded. (3) The appeal shall be decided after notice to and hearing the parties concerned and after making such further enquiry as the appellate authority may consider necessary.".
Payment of interest.- section 46	"41. On any sum due to a Committee or the Board, as the case may be, after the expiry of the stipulated period, an interest @ 12 % per annum shall be payable.
Relaxation in rules, Section 43,-	41 A. The State Government may, on being satisfied with the sufficient reasons, grant relaxation to any Government or Semi Government agency from the provisions of these rules.". "Form S [See rule 39 (1)] No..... Date..... To ....

	You are hereby informed that: (a) you have violated the following provisions of the Act, rules, regulations or the by-laws: (Detail of the violation committed)_____ (b) during the inspection/checking of your shop/premises on_____, unaccounted agricultural produce/evasion of fee has been detected by the officers of the Board/inspecting team. The detail of the unaccounted agricultural produce/evasion of fee detected is enclosed. You are hereby issued this show cause notice as to why the penalty should not be imposed upon you for violation of the provisions of the Act, rules, regulations or the by-laws as stated above. You are, therefore, given an opportunity of hearing and thus directed to appear in person or through an authorized representative/agent before the undersigned on (date)_____ at (time)_____at(place)_____ to explain your position or to make submission, if any, either oral or in writing. In the event of your failure to comply with this notice, it shall be presumed that you have nothing to say about the above said violation and exparte decision shall be taken against you. Sd/ Full name and seal of the issuing authority. Copy(to all the concerned) 1._____ 2._____.”.

1* Substituted vide No. GSR/10/Pa-23/61/S. 43/Amd(1)/63 dated 3-1-1963.
2* The word ‘thirty days’ substituted vide No. GSR-51/PA. 23/61/S. 43/Amd(1)/82 dated 26-3-1982.
3* Omitted vide No. referred in 1*.

[3*] 41. Omitted.

42. Preservation of records.-The respective records of the Board and Market Committee shall be preserved for the periods noted against each in the schedule hereto annexed :-

SCHEDULE

Description		Period
Budget	...	5 years
General Cash Book	...	Permanently
Establishment Bill	...	35 years
General Bills	...	3 years
Balance Sheet	...	10 years
Ledger	...	10 years
Register of Deposit	...	Permanently
[1*] Application in Form A	...	Permanently
[2*] Other Application Form	...	5 years
• Returns of daily purchases and	...	One year after audit sales
Receipts	...	3 years
Register of sale and purchase of agricultural produce	...	10 years
Register of Licences	...	10 years
Provident Fund Register	...	10 years or till all accounts to which it relates are closed
Service books of the employees	...	5 years after retirement or death (which ever is earlier)
Register of proceedings of the Board or Committee or Sub-Committee	...	Permanently
Register of correspondence	...	Permanently
Cheque Books	...	10 years
Pass Books	...	10 years

1* The word 'in' and 'A' inserted vide No. 5766.Agri. II (4).73/15638 dated 12-9-1975.
2* The word 'other' and figure '5' substituted vide No. referred in 1*

Description		Period
Travelling Allowance Bills	...	3 years
Lease deeds Allowance Bill	...	10 years from the date they cease to have effect
Security Bonds	...	-do-
Treasury Challans	...	3 years
Imprest Account Register	...	3 years
Attendance Register	...	1 year
Movable Property Register	...	10 years
Library Register	...	10 years
Demand and Collection Register	...	10 years
Register of stamps	...	3 years
Stock register	...	10 years
Register of Court cases	...	10 years
Investment Register	...	Permanently
Files about the appointment, removal and dismissal of employees	...	35 years
Other record which the Board or Committee may decide to preserve for more than three years	...	Such period (not less than 10 years) as may be prescribed by the Board or Committee

---

43. Repeal and Savings.-The Punjab Agricultural Produce Markets Rules, 1940 and the Patiala Agricultural Produce Markets Rules 2004 BK, are hereby repealed :

Provided that such repeal shall not effect –

(a) the previous operation of any rule so repealed or anything duly done or suffered thereunder;

(b) any right, privilege, obligation or liability acquired or incurred or any licence issued under any rule so repealed; or

(c) any penalty, forfeiture or punishment increased in respect of any offence committed against any rule so repealed; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, licence, penalty, forfeiture or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if these rules had not been passed:

Provided further that anything done or any action taken under these rules so repealed shall be deemed to have been done or taken under these rules, and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under these rules.

FORM A

(See Rule 17 (1))

Application for licence under section 10

To

The Chief Administrator,

Haryana State Agricultural Marketing Board,

Through

The Secretary, Market Committee.....

Sir,

The particulars of my business are given below :-

1. Name of the applicant with full address _____
2. Place of business for which licence is applied for (give the name or number of the building and the name or number of the street or other description sufficient to identify the premises) _____
3. If the applicant is a firm, is it a Hindu-Joint-Family Firm, or otherwise constituted and has it been registered or not ? _____
4. If the applicant is a firm, give the names of all persons constituting the firm with parentage, residence and address. _____

S/No.	Name	Father's/Husband Name	Full Address

5. Name of the Managing Proprietor or Manager of the firm.	
6. Name and style under which the applicant will work.	
7. Has the applicant or, where the applicant is a Firm, has any member thereof, singly or in collaboration with anybody else, been granted a dealer's licence in any notified market area in the State and has such licence been suspended or cancelled ? If so, when, for what period and for what reason ?	

1* 8. Category of licence applied for :-

(1) Factory including ginning factory, sheller, huller, flour mill, oil expeller, Dal mill or cold storage for sale, purchases, shortage or processing of agricultural produce.

(2) Commission agent, Kacha Arhtiya or other wholesale dealer for sale purchase or storage of agricultural produce.

2* (3) Other dealers whose annual turnover of agricultural produce exceeding Rs. 60,000/- but does not exceed rupees one lakh.

Certified that the facts set out in the application are true to the best of my knowledge, I undertake to abide by provisions of the Agricultural Produce Markets Act. 1961, rules and bye-laws made there under.

I shall be responsible for all acts of my employees. It is requested that a licence under section 10 of the Punjab Agricultural Produce Markets Act, 1961, may kindly be granted to me.

Signature of applicant.

1* Subsituted vide No. 5766 Agri. II(4) 75/15638 dt. 12-9-75.

2* Substituted vide No. GSR 51/PA 23/61/S 43/Amd(1)82 dated 26-3-82.

1* To be filled in by the Office of the committee :-

Category	Date of deposit amount and name of post office	Number of post office saving bank account
Security		

Category	No. and date of receipt	Page of cash book where entry made	Number and date when submitted to the Board alongwith pass book regarding security.
Licence fee			

Verified

Secretary,
Market Committee,

.....

Accountant,
Market Committee

.....

1* Whole of the table substituted vide No. 5766 Agri. II (4)-75/15638 dated 12-9-75

FORM A-1

(See Rule 16A (1))

Application for licence under section 8 A (1)

To

The Secretary,

Haryana State Agricultural Marketing Board,

Panchkula

Sir,

We. the undersigned, hereby applyfor the registration as contract farming sponsor. Necessary particulars are given as under:-

1. Name of the applicant
2. Full address with H.No.
   Village/Town/City and State
3. Place of business:
4. Registration No.:

   (Under the Comapnies Act, 1956 (1 of 1956), the Indian Partnership Act, 1932, (9 of 1932) and the Haryana Cooperative Societies Act, 1984 (22 of 1984) or a Government agency):
5. If the applicant is a firm, particulars of persons constituting the firm:

S.No.	Name	Father's/Husband Name	Full Address

6. Name of the Managing Proprietor of the firm:
7. Name of Managing Director or Competent Authority:
   (In case of a Company or Society or Government Agency)
8. Particulars regarding income tax returns:

Serial Number	Year	Turn over	Tax Paid

9. Particulars of area intended to be agreed for contract farming.

Seriall Number	Village	Tehsil and District	Total Land	Commodity

10. Name and style under which the applicant shall work.
11. We want registration for Market Committee, _____/whole State.

Certified that the facts set out in the applicationare trueto the bestof my knowledge. I undertake to abideby provisionsof the Punjab Agricultural Produce Markets Act, 1961(Punjab Act 23 of 1961), rulesand bye-laws made there-under.

I shallbe responsible for all acts of my employee

Signature of applicant
(With full name and Designation/Proprietor
along with official seal).".

FORM A-II

(See Rule 16A (3))

Application for renewal of registration under section 8 A (1)

To

The Secretary,

Haryana State Agricultural Marketing Board,

Panchkula

Sir,

We. the undersigned, hereby apply for the registration as contract farming sponsor. Necessary particulars are given as under:-

1. Name of the applicant _____
2. Full address with H.No. Village/town/city and state _____
3. Place of business: _____
4. Registration No.: _____

   (Under the Comapnies Act, 1956 (1 of 1956), the Indian Partnership Act, 1932, (9 of 1932) and the Haryana Cooperative Societies Act, 1984 (22 of 1984) or a Government agency):

5. If the applicant is a firm, particulars of persons constituting the firm:

S. No	Name	Father's/Husband Name	Full Address

6. Name of the Managing Proprietor of the firm:
7. Name of Managing Director or Competent Authority: (In case of a Company or Society or Government Agency)
8. Particulars regarding income tax returns:

Serial Number	Year	Turn over	Tax Paid

9. Particulars of area intended to be agreed for contract farming.

Seriall Number	Village	Tehsil and District	Total Land	Commodity

10. Name and style under which the applicant shall work.
11. Date on which registration expires:
12. Fee paid: Rs._____
13. Penalty paid, if any: Rs._____
14. We want registration for Market Committee,_____/whole State.

Certified that the facts set out in the applicationare trueto the bestof my knowledge. I undertake to abideby provisionsof the Punjab Agricultural Produce Markets Act, 1961 (Punjab Act 23 of 1961), rulesand bye-laws made there-under.

I shall be responsible for all acts of my employee

Signature of applicant
(With full name and Designation/Proprietor

along with official seal).".

FROM B
(See Rule 17 (7)
Licence under Section 10

This licence is granted to M/s …….. ……...……Subject to conditions prescribed hereunder :-

Notified market area ……..…….....

1. Serial No. of licence …….....

2. Name of the Managing Proprietor or …….....
   Manager of the firm with parentage …….....

3. Date from which the licence takes effect …….....

4. Date on which the licence expires ……..…….....

5. Category of licence granted :-

(1) Factory including ginning factory, sheller, huller, flour mill, oil expeller, Dall mill, or cold storage for sale, purchase, storage or processing of agricultural produce.

(2) Commission agent, Kacha Arhtiya or other wholesale dealer for sale, Purchase or storage of agricultural produce.

2* (3) Other dealers whose annual turnover of agricultural produce exceeds rupees Sixty thousand
but does not exceed rupees one lakh.

(6) Place of business …….....…

Place…… Chief Administrator,

Date……. Haryana State Agricultural Marketing Board

CONDITIONS OF LICENCE

1. The licencee shall comply with the provisions of the Punjab Agricultural Produce Markets Act, 1961 and rules and bye-laws framed thereunder and instructions issued from time to time.

1* Substituted vide No. 5766-Agri(II) (4)-75/15638 dt. 12-9-75
2* Substituted vide No. GSR-51/PA-23/61/S-43/And(I)82 dt. 26-382

2. He shall not permit evasion or infringement of any of the provisions of the Act, the rules and bye-laws and shall report in writing to the Market Committee any evasion or breach which comes to his knowledge.

3. He shall surrender his licence, on demand, to the Chief Administrator of the Board or any other officer authorized by him in this behalf or the Chairman of the Committee against a receipt to be given to the licencee in this connection.

4. He shall conduct his business honestly and properly according to the principles of fair dealings.

5. He shall display his licence at a conspicuous place on his business premises.

6. He shall keep his business premises clean and in a suitable condition for storage of agricultural produce.

7. He shall not boycott or encourage boycott of any other licencee.

8. He shall not indulge in activities and practices which are detrimental to the interest of the trade and proper functioning of the market.

9. He shall not take or continue in his service any licenced broker, weighman, measurer, surveyor or palledar.

10. He shall be responsible for the safe custody and protection of the Agricultural produce brought to his shop for sale or storage.

11. He shall not form a pool or combination with other buyers for eliminating competition and shall not make or abet an attempt to do so in order to deprive the seller of a fair price of his produce.

12. He shall, on the expiry or sooner termination of the licence, surrender the same to the Committee.

13. He shall, when desired by the Committee or any officer authorized by it, furnish correct information on the matters pertaining to his business relating to sale and purchase of agricultural produce under the Act.

14. The security shall be liable to be forfeited in part or in full by the licencing authority in case the licencee makes a breach of any condition of the licence.

1* Substituted vide No. GSR. 10/PA-23/61/S.43/ Amend (I) /63 dated 3-1-1963.

2* Substituted vide No. 5766. Agri II(4)-75/15638 dated 12-9-75.

“FORM B-I

[See Rule 16A (5)]

REGISTERATION CERTIFICATE

Registration No.

Dated:

Certified that pursuant to the provisions of the Punjab Agricultural Produce Markets Act, 1961 (Punjab Act 23 of 1961) the_____ having its office at_____ is hereby registered to enter into an agreement with the contract farming producer on the terms and conditions as agreed upon between them. This certificate is valid for three years from the date of its issuance.

The conditions of registration are given below:-

1. Registration holder shall comply with the provisions of the Act, rules, bye laws and the instructions issued in this regard.
2. The registration holder shall comply with the terms and conditions given in the contract farming agreement.
3. In case contract farming sponsor violates the provisions of Act, rules and bye-laws or conditions of contract agreement, the Secretary of the Market Committee or the Secretary of the Board, as the case may be, shall have the power to cancel his registration.

Sd/-

Secretary Market Committee/Secretary
Haryana State Agricultural Marketing

Board, Panchkula”.

FORM C

{See Rule 17(8) and 19(8)}

Register of licences issued under Section 10/13

1. Notified market area _____
2. Name of the firm _____
3. Address of the premises _____
4. Name of the Managing Proprietor

Or Manager with parentage _____

5. Licence No. _____
6. Nature of licence _____
7. Name of the Partners_____

S.No,	Name	Father's Name	Address

1	2	3	4	5	6	7
Date of entry	Date from which the licence takes effect	Date on which the licence expires	Licence fee received	Receipt No. and date	Signature of issuing authority with designation	Remarks

"FORM C-I

[See Rule 16A (6)]

Form of agreement for contract farming

THIS AGREEMENT is made and entered into at _____ on the_____ day of_____, 200 between Shri_____Son of hereinafter called the "party of the first part" (which expression shall, unless repugnant to the context or meaning thereof, mean and include his heirs, executors, administrators and assigns) of the one part, and _____a Private/Public Limited Company/ Society/Firm/Government Agency registered under the provisions of the Punjab Agricultural Produce Markets Act, 1961 (Punjab Act 23 of 1961) and having its registered office at_____ hereinafter called the "party of the Second part" (which expression shall, unless repugnant to the context or meaning thereof, mean and include its successors and assigns) of the other part.

WHEREAS the party of the first part is the owner/cultivator of the agricultural land bearing the following particulars:

Village	Tehsil and District	Description of area with Khasra No. and Khewet No.	Total land

AND WHEREAS, the party of the second part is trading in agricultural produce and also providing agricultural inputs and technical know-how in respect of land preparation, nursery, fertilization, pest management, irrigation, harvesting and alike things.

AND WHEREAS the party of the second part is interested in the items of the agricultural produce more particularly mentioned in Schedule-I hereto annexed and at the request of the party of the second part, party of the first part has agreed to cultivate and produce the items of agricultural produce mentioned in the Schedule-I hereto annexed.

AND WHEREAS the parties hereto have agreed to reduce in writing the terms and conditions in the manner hereinafter appearing:

Terms and Conditions

Clause-1:-

The party of the first part agrees to cultivate, produce and deliver to the party of the second part and the party of the second part agrees to buy from the party of the first part, the items of the agricultural produce as mentioned in the Schedule-I hereto annexed.

Clause 2:-

It is expressly agreed between the parties hereto that this agreement is for agricultural produce

particulars of which are described in Schedule-1 hereto. The duration of agreement shall be for the_____ season/months/year. After the expiry of said period, this agreement shall automatically terminate.

Clause 3:-

It is expressly agreed between the parties that:

(a) The party of the first part shall cultivate, produce and supply the items to the party of second part as per specifications mentioned in the Schedule-I hereto.

(b) The party of second part shall supply the seeds, fertilizer, pesticides and any other inputs for the cultivation and production of the agriculture produce as detailed in Schedule-I.

(c) The party of the first part agrees to adopt instructions/practices in respect of land preparation, nursery, fertilization, pest management, irrigation, harvesting and any other, as detailed in Schedule-I.

Clause 4:-

The party of first part agrees to supply the quantity contracted according to the quality specifications stipulated in Schedule-1 and it shall be the responsibility of the party of the second part to take into possession of the contracted produce after it is offered for delivery as per Schedule-II. If there is any dispute regarding quality specifications of the agricultural produce, either of the party can approach the committee for expert to assess the same. If the produce is not found as per the quality specifications, then the party of second part can refuse to take the delivery and the party of first part shall be free to sell the produce:

(a) to the party of second part at a mutually renegotiated price; or

(b) in the market yard and the party of the second part shall be entitled to recover the advance, if any, made by him to the party of first part.

If the produce is found as per the quality specifications and the party of second part refuse/fails to take the delivery for his own reasons then the party of first part shall be free to sell the agriculture produce in the market yard and if he gets a price less than the price contracted, he shall be compensated to the extent of loss, by the party of the second part within ten days of an application made by the party of the first part to the party of the second part. A copy of such application shall be endorsed to the committee also. The party of the second part shall inform the committee about the action taken on such application. The party of the second part shall be entitled to deduct the advance cash/kind, if any, made by him to the party of the first part.

It shall be the responsibility of the party of the first part to deliver the contracted produce as per Schedule-II failing which the party of the second part shall intimate the committee and shall be free to purchase the produce from the market yard. The party of the second part can approach the authority prescribed for compensation to the extent of loss.

Clause 5:-

The party of the second part shall make the payment to the party of the first part at the time of delivery. If the party of the second part fails to make the payment within fifteen days of the delivery, an interest @18% shall be paid to the party of the first part.

Clause 6:-

The party of the second part or its representatives agrees to have regular interactions with the farmer's forum set up/named by the party of the first part during the period of contract.

Clause 7:-

The party of the second part or its representative at their costs shall have the right to enter the premises/fields of the party of the first part to monitor farming practices adopted and the quality of the produce from time to time.

Clause 8:-

Neither the party of the second part shall have any right whatsoever as to the title, ownership, possession of the land/property of the party of the first part nor it shall, in any way, alienate the property of the party of the first part by way of mortgage, lease, sub-lease or transfer to any other person/institution during the continuation of this agreement.

Clause 9:-

It is agreed that this agreement apart from the agreed convenants thereof shall be governed by the provisions of the Punjab Agricultural Produce Markets Act, 1961 and the rules framed thereunder.

Clause 10:-

In Case both the parties want to change in the terms and conditions of the contract farming agreement, the same shall be effected by the registering authority concerned in the presence of both the parties from time to time as per requirement.

Clause 11:-

Dissolution, termination or cancellation of this contract shall be affected with the consent of both the parties. Such dissolution, termination or cancellation shall be communicated to the registering authority within a period of fifteen days of such dissolution, termination or cancellation failing which the registering authority shall be entitled to impose appropriate cost on the parties.

Clause 12:-

In the event of breach of contact farming agreement or any dispute or difference arising between the parties hereto or as to the rights and obligations under the agreement or as to any claim, monetary or otherwise of one party against the other or as to the interpretation and effect of any terms and conditions of this agreement, such dispute or difference shall be referred to the authority prescribed under the rule.

Clause 13:-

In case of change of address of any party to this agreement, it should be intimated to the other party and also to the authority concerned within a period of fifteen days.

Clause 14:-

The party of second part confirms that it has registered itself with the authority concerned vide Registration No._____ dated_____ and the fee levied by the authority concerned shall not be deducted in any manner, whatsoever from the amount paid to the party of first part.

Clause 15:-

Each party hereto shall act in good faith diligently and honestly with the other in the performance of their responsibility under this agreement and nothing shall be done to jeopardize the interest of the other.

In witness whereof the parties have signed this agreement on the_____ day_____ month and_____ year first above mentioned.

Witness_____	Signature_____
Signature_____	Name_____
Name_____	Date_____
Date_____	Address_____
Address_____	First Party_____

Witness_____	Signature_____
Signature_____	Name_____
Name_____	Date_____
Date_____	Address_____
Address_____	Second Party_____

SCHEDULE-I

Serial No.	Name of Agriculture Produce	Inputs to be supplied by second party	Package of Practice to be supplied by second party as per annexure I	Grade	Specification	Quantity	Price/Rate	Value	Any other

SCHEDULE-II

Serial No. Produce	Name of Agriculture	Place of Delivery	Name of Party who will transport and bear the cost of transportation of Agriculture Produce	Approximate time of Delivery

FROM D

(See Rule 19 (1))

Application for licence under section 13.

To

The Secretary
Market Committee,
……..

Sir,

The particulars of my business are given below :-

1. Name of the applicant with parentage, residence and address in full.
2. If the applicant is a firm, is it a Hindu Joint Family Firm, or otherwise constituted, and has it been registered or not ?
3. If the applicant is a firm, give the names of all persons constituting it with parentage, residence and address, in full, of each.

Sr. No.	Name	Father's/Husband's Name	Full address

4. Name of the Managing Proprietor or manager who will actually conduct the business. _____
5. Name or style under which the applicant will conduct his business. _____

6. Does the applicant wish to be licenced as a broker/weighman/measurer/surveyor/godown keeper/palledar. _____

1. The word 'Secretary' substituted in place of the word 'Chairman' vide Notification No. GSR.11/ P.A/23/615-43/ Amend. 1/90 dt. 2-2-90.

7. Has the licence, if any granted previously to the applicant, or if the applicant is a firm, to any member thereof, singly or in collaboration with any body else, for working as a broker, weighman, measurer, surveyor, godown keeper or palledar in any notified marked area, been cancelled ? If so, where, when, for what period and for what reasons ?

Certified that the facts set out in the application are true to the best of my knowledge. I undertake to abide by provisions of the Agricultural Produce Markets Act., 1961 and rules and bye-laws made thereunder.

I shall be responsible for all acts of my employees.

It is, therefore, requested that the licence under section 13 of the Punjab Agricultural Produce Markets Act, 1961 may kindly be granted to me.

Signature of the applicant.

Notes. _ (1) A licence to work as a weighman, a measurer or a surveyor shall only be granted to individuals and not to firm.

(2) In case the application is made by a firm, it may be signed by the managing partner only.

(To be filled in By Office)

Licence fee received	No. of receipt	Date of receipt	Page of cash book where entry made

Verified.

Secretary,
Market Committee,
……

Accountant,
Market Committee,
……

“FORM D I

[See rule 16 A(8)]

REGISTER OF CONTRACT FARMING SPONSOR

Sr. No.	Name and address of applicant	Date of receipt of application	Registration Fee Rs.	District (s) for which the registration is granted	Period for which registration is granted	No. and Date of issue of registration	Signature	Remarks

FORM E

(see Rule 19 (2))

Licence under Section 13

This licence is granted to M/s …….. (name of the person or firm with full address) for doing his business as a broker/weighman, measurer/godwon-keeper/palledar or surveyor in the notified market area ……..

1. Serial No. of licence …….....
2. Name of the Managing Proprietor …….....
3. Date from which the licence takes effect …….....
4. Date on which the licence expires …….....
5. Place of business …….....

Place…….....….

Date …….....

Signature of authority
With seal

CONDITIONS OF LICENCE

1. The licencee shall comply with the provisions of the Punjab Agricultural Produce Markets Act., 1961 and rules and bye-laws framed thereunder and instructions issued from time to time.
2. He shall not permit evasion or infringement of any of the provisions of rules and bye-laws mentioned under (1) above, and will report in writing to the Committee any evasion or breach which comes to his notice.
3. He shall surrender his licence on demand to the Committee or any other officer authorized by the committee in writing in this behalf.
4. He shall conduct his business honestly and properly according to the principles of fair dealings.
5. He shall not boycott or encourage boycott of any other licencee.
6. He shall not indulge in activities and practices which are detrimental to the interest of the trade and proper functioning of the market.
7. The licencee except the godown-keeper shall not accept any services under the dealer.
8. If the licencee is a weighman, measurer or surveyor, he shall abide by such arragements which may be made by the Market Committee with a view to ensuring the availability of their services as and when required. The licencee shall bear the badge provided to him by the Market Committee, during the hours of his business.
9. If the licencee is a godown-keeper, he shall keep his godown neat, clean and tidy to the satisfaction of the Committee.

“FORM E I

[See rule 16 A(9)]

FORM OF REGISTER OF CONTRACT FARMING AGREEMENT

Sr. No.	Name of Parties			Type of agricultural Produce	Estimated quantity of agricultural Produce	Period of contract	Estimated value of agricultural Produce	Date of agreement	Signature of registering officer	Remarks
	Firsty party	Second party	Third party							

FORM F

(See Rule 21 (1))

Application for the renewal of licence under section 10

To

The Chief Administrator,
Haryana State Agricultural Marketing Board.

Through .....

The Secretary, Market Committee, ...

Sir,

I request for the renewal of my licence. The necessary particulars are given here below :-

1.	Name of the notified market area for which the licence has been issued	.....
2.	Name of the applicant (with full particulars of the place of business)	.....
3.	Name of Managing Proprietor or the Manager of the firm, if any	....
4.	Number of licence	.....
5.	Date on which the licence expires	.....
6.	Period for which renewal is requested	Rs.....
7.	Fee paid	Rs.....
8.	Penalty paid, if any	
9.	Has the applicant or where the applicant is a firm, has any member thereof singly or in collaboration with any body else, been :	
	(a) granted a dealer's licence in any notified market area in the State and has such licence been suspended, or cancelled. If so, when, where, for what period and for what reasons ; or	.....
	(b) convicted on an offence affecting the said person's integrity as a man of business. If so, the date of conviction ; or	....
	(c) declared as an undischarged insolvent.	

Certified that the facts set out in the application are true to my knowledge.

Date ……. Signature of applicant.

(To be filled in by the office of the Committee)

Renewal lincence fee received	Penalty received, if any	No.of receipt	Date of receipt	Page of cash book where entry made	Remarks

No……
…….....…

Dated

Accountant,
Market committee,

.....……

Contents of the Applicant verified.
Forwarded to the Chief Administrator, Haryana State Agricultural Marketing Board …… for necessary action.

Secretary
Market Committee,
.....……

Report by the office of the Chief Administrator of the Board.

Date ……

Orders of the licencing Authority

……
……
Signature with designation.

“FORM F I

[See rule 16 A(11)]

FORM OF ANNUAL ACCOUNT OF CONTRACT FARMING SPONSOR

Sr. No.	Name of the Commodity	Number of farmers with whom contraccts signed	Area under contract farming agreement	Quantity purchased in tonnes	Total value and quantity of produce purchased	Value paid to the farmer	Payment outstanding for more than 15 days	Number of Farmers	Amount in Rs.

Signature of Contract Farming Sponsor
With full Name, designation and official seal, if any.”

FORM G

(See Rule 21 (1))

Application for the renewal of a licence under section 13

To

The Chairman,
Market Committee,
……..

Sir,

I request for the renewal of my licence. The necessary particulars are given below :-

1.	Name of the notified market area for which the Licence has been issued	.....
2.	Name of the applicant (with full particulars of the place of business)	.....
3.	Name of the Managing proprietor or the Manager of the firm, if any	.....
4.	Number of licence	.....
5.	Date on which the licence expired	.....
	6.Period for which renewal is requested	.....
7.	Fee paid	Rs.....
8.	Penalty paid, if any	Rs.....
9.	Has the applicant or where in the case of a godown-keeper the applicant is a firm, has any member thereof, singly or in collaboration with any body else, been granted a licence for working as a borker, weighman, measurer, surveyor or godown-keeper or palledar in any notified market area in the State and has such licence been suspended or cancelled ? If so, when, where, for what period and for what reasons.	
	Certified that all facts set out in the application are true to my knowledge.	.....

Signature of the applicant

Date .....

(To be filled in by office of the Committee)

Renewal licence fee received	Penalty received, if any	No. of receipt	Date of receipt	Page of cash book where entry made	Remarks

Verified

Secretary,
Market Committee,
……..

Accountant,
Market Committee
……..

"FORM G I

[See rule 16 A(12)]

FORM FOR INFORMING THE PRODUCE PURCHASED WITH AN INTENTION TO EXPORT OR PROCESSING BY THE CONTRACT FARMING SPONSOR

Return for the period of _____

Sr. No.	Quarter for which report pertains	Total quantity of agricultural produce in tonnes	Total value of agricultural produce	Total quantity of produce purchased for export in tonnes (Rs.)	Quantity of agricultural produce purchased for processing in tonnes	Quantity of agricultural produce exported within 90 days of its purchase	Quantity of agricultural produce processed within 90 days of its purchase	Remarks

It is here by certified that I/we undertake that the quantity of agricultural produce purchased for export/processing shall be exported or processed by we/us within a period of 90 days from its purchase.Failure to do so shall result in action/penalty against me/us as per the provisions of the Act and Rules.

Signature of Contract Farming Sponsor."

FORM H

(See Rule 24 (8))

Auction Register

Date	Name of Kacha Arhtiya	Name & address of seller	Description of produce	Approximate quantity	Rate at which the produce has been sold	Name of buyer	Signature of Kacha Arhtiya & Buyer

***FORM HH**

(See Rule 24 (8.-A))

Date of 1st auction	Name of seller	Name of Kacha Arhtiya	Name of Agricultural produce	Approximate weight	Signature of Kacha Arhtiya	Date of onward auction	Rate	Name of buyer	Signatures of buyer	Remarks
1	2	3	4	5	6	7	8	9	10	11

1* New form HH inserted vide No. 5766-Agri-II(4)-75/15638 dated 12-9-1975

FORM I

(See Rule 24 (12) & 24 (13))

Bill of Kacha Arhtiya

Book No……

Serial No……..

Name of Market……

Name of Kacha Arhtiya……

Name of Buyer……. Date…….

Name of Commodity	Weight	Rate	Total Amount	Market Charges	Grand Total
		Rs.	Rs.	Rs Commission…… Brokerage…… Palledari…… Filling & Sewing charges…….. Other Charges……	Rs.

Acknowledgement by the buyer

Signature of Kacha Arhtiya

1* FORM J

(See Rule 24 (14))

Sale Voucher for the seller

Book No. ……..…. Serial No. ……

Name of Market ……..…….. Date of auction ……

Name of Kacha Arhtiya ……..… Address of seller ……..……

Name of seller

Name of commodity	Name of buyer	Weight	Rate	Total	Incidental Charges	Net amount paid

Signature of seller, his agent or representative [2*]

3* Note :- Where the agricultural produce, being vegetable or fruit, is delivered, it shall not be necessary to fill in column 2 relating to 'Name of the Buyer'

Signature of Kacha Arhtiya

1* Substituted vide No. GSR-23/PA-23/61/S-43/Amd(3) dt. 5-10-63

2* the workd 'his agent or representative' inserted vide No. GSR-167/PA-23/61/S-43/61/S-43/amd(7)/64 dated3-7-64

3* The new Note inserted vide No. GSR – 167/PA-23/61/S-43/Amd(7)64 dated 3-7-64.

FORM K

(See Rule 29 (4))

RECEIPT

Book No……. Receipt No.....……..……

Market Committee …….....

Date of receipt …….....

Nature of receipt …….....

Amount received …….....

Received from …….....

Signature of person receiving payment

1* FORM K-1

(See Sub rule (1-A) of Rule 30)

Form of Declaration and Certificate

Kind of agricultural produce	Carts and package	Weight	Where bought	Name of Seller	Through whom bought	Name of the buyer or his agent	Name of the Market Committee to which fee paid	Amount of fee paid
1	2	3	4	5	6	7	8	9

I hereby declare that the above mentioned agricultural produce has been brought from outside the limits of …….. notified market area and has been brought within the limits of market for the purpose of …… and that the particulars given above are correct.

Date …… .....

Signature of the firm

Attestation of the Committee from where Agricultural produce has been imported ……..

Certificate

It is certified that the particulars given above are correct.

Secretary,

Market Committee ……

1* New form inserted vide No. GSR 230/PA-23/61/S/Amd(3)63 dated 5-10-1963.

FORM L

(See Rule 30 (2))

Register of Processors

Date of purchase	Name of agricultural produce	Notified market area where Purchases were made	Weight of agricultural produce	Date of payment of market fee	Name of extracted commodity	Weight of extracted commodity and date of extraction	To whom sold			Remarks
							Date (a)	Name of purchaser (b)	Quantity (c)	
1	2	3	4	5	6	7		8		9

1* Substituted vide No. 5766-Agri.II (4) -75/15638 dated 12-9-75.

"FORM L-I

(See rule 30 (3)

Form of Declaration Certificate

Kind of agricultural produce extracted or manufactured from agricultural produce	Mode of Transport with Vehicle No.	Weight	Place of Purchase	Agricultural produce from which extracted or manufactured	Name of seller	Name of the buyer or his agent	Market Committee to which fee paid	Amount of fee paid	Receipt No. and date	Remarks
1	2	3	4	5	6	7	8	9	10	11

I hereby declare that the particulars given above are correct.

Date :

Place :

Signature of the Commission Agent/Dealer.....

Licence No. .....

Address .....

I hereby certify that the above mentioned agricultural produce has been brought from outside the Limits of notified market area ..... for the purpose of ..... and the particulars given abvoe are correct.

Date :

Place :

Signature .....

Address of the dealer claiming exemption from payment of Market Fee .....

Licence No. .....

“FORM L-II

(See rule 30 (5)

Form of Declaration Certificate

Kind of agricultural produce	Mode of Transport with Vehicle No. if any	Weight	Place of Purchase	Notified market area from where purchased	Name of seller	Name of the buyer or his agent	Market Committee to which fee paid	Amount of fee paid	Receipt No. and date	Remarks
1	2	3	4	5	6	7	8	9	10	11

I hereby declare that the particulars given above are correct.

Date :
Place :

Signature of the Commission Agent/Dealer.....
Licence No. .....
Address .....

I hereby certify that the above mentioned agricultural produce has been brought from outside the Limits of notified market area ..... for the purpose of ..... and the particulars given abvoe are correct.

Date :
Place :

Signature .....
Address of the dealer claiming exemption from payment of Market Fee .....
Licence No. .....

"FORM L-III

(See rule 30 (6)

Form of Declaration Certificate

Date	Name of agricultural produce purchased for processing	Name of dealer/firm from whom purchased	Notified market area from where produce was purchased	Weight	Value of produce	Mode of Transport with number of bags	Name of the food processing Industry	Remarks
1	2	3	4	5	6	7	8	9

I hereby declare that the particulars given above are correct.

Date :
Place :

Signature of dealer
Licence No. .....
Address .....

I hereby certify that the above mentioned agricultural produce has been brought from outside the Limits of notified market area ..... for the purpose of ..... and the particulars given abvoe are correct.

Date :
Place :

Signature .....
Address of the dealer claiming exemption
Dated .....

No. MC .....

Verified and attested

Secretary,
Market Committee, ...
Office Stamp"

[1*] FORM M

(See Rule 31 (1))

[2*] Return of Agricultural Produce daily bought, sold or brought for processing

Market Committee……

Date ……..

Name of Dealer …….. Licence No …….. ……

Last date when market Fee paid with receipt No. ……..

Purchased Sold

Date of transaction	Name of commodity	Name of seller from whom purchased	Weight	Rate	Value	Whether fee is leviable, if not, why ?	Amount of fee levialbe	Name of buyer to whom sold	Weight	Rate	Value	Whether fee is leviable, if not, why ?	Amount of fee levialbe	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15

Total…….. Total……..

Note :- In the case of dealers dealing exclusively in vegetable or fruit, it shall not be necessary to fill in column 7 relating to 'Name of buyer to whom sold.

1* Substituted vide No. GSR-230/PA-23/61-S43/Amd (3)/63 dated 5-10-1963

2* Substituted vide No 5766-Agri II (4)-75/15638 dated 12-9-75

FORM N

(See Rule 31 (2))

Register of sale and purchase of agricultural produce

Market Committee ……Year……Month……

1	2	3		4	5	6	7	8	9	10	11	12	13
Date	Description of the agricultural produce sold	Name with the number of licence of dealer		Quantity of agricultural produce sold	Rate	Value of Agricultural produce	Whether fee is leviable, if not, why ?	Fee Chargeable	Fee recovered	No. and date of the receipt issued	Balance of fee to be recovered	Date of recovery of balance	Remarks
		As Seller	As buyer										

Monthly Total

FORM O

(See rule 31 (4))

Assessment Notice

To

M/s…….

Whereas

(a) You, a dealer licencee No…… and licenced under section 10 of the Punjab Agricultural Produce Markets Act, 1961 of the ……..…….. notified market area, have not furnished return/correct return in Form M for the period from …… to ……

(b) You a dealer Licencee No…….. and licenced under section 10 of the Punjab Agricultural Produce Markets Act, 1961 of the .....notified Market area have habitually made default in the submission of returns for the period from …… to …… and it appears to the Committee that you wilfully failed to furnish such returns in respect of the above mentioned period.

And it appears to be necessary to make assessment under rule 31 of the Punjab Agricultural Produce Markets (General) Rules, 1962 in respect of the above mentioned period.

You are herby directed to attend in person or by an authorized agent at (place) …….. on (date) …… at (time) …… and produce or cause there to be produced, at the said time & place the accounts and documents Specified below, for the purpose of such assessment, together with the objections which you may wish to prefer and any evidence you may wish to produce in support thereof and to show cause why in addition to the market fee levied on the basis of assessment a penalty prescribed under rule 31 (9) of the said rules should not be imposed upon you.

In the event of your failure to comply with this notice, the Committee shall proceed to assess under rule 31 (8) of the said rules to the best of its judgement.

Chairman,

Date……..

Market Committee,

……

FORM P

(See Rule 13 (11))

Demand Notice

Market Committee

……..

No……. …….. Date……..

To

M/s……

You are hereby informed that your business during the period from …… to …… has been assessed for the levy of market fee and penalty, etc. as under :-

(a) Assessed value of business ……..

(b) Market fee chargeable . ……..

(c) Deduct market fee already Paid, if any …….

(d) Net payable (b-c) ……..

(e) Penalty ……..

(f) Total (d+e) ……..

You are hereby directed to pay the sum of Rupees …… to the Market Committee …….…… at its office at (place) ……on or before (date) …….…… failing which the said sum will be recoverable from you as an arrear of land revenue

1* Secretary,

Market Committee,

……..…….

2* FORM Q

1* THE WORD 'Secretary' substituted vide No. 5766-Agri-II-(4)/75 15638 dated 12-9-75.

2* Form Q daleted vide No. GSR – 10/PA-23/61/S43/Amd (1)/63 dated 3-1-1963.

“FORM Q

[See rule 31(1)]

Name of Dealer_____**Registration No.**_____

Sr. No.	Date of transaction	Name and address of the producer	Name of the agricultural produce	Approximate weight of produce	Rate of the produce	Mode of transportation with type of vehicle and number	Actual weight	Signature of the producer seller/seller	Name of the Market Committee	Remarks
1	**2**	**3**	**4**	**5**	**6**	**7**	**8**	**9**	**10**	

“FORM R

[See rule 31(1)]

Market Committee_____

Name of Delaer_____**Registeration No.**_____

Sr. No.	Name of the producer/seller	Name of the agricultural Produce	Actual weight	Rate	Amount of market fee Payable	Remarks
1	2	3	4	5	6	7

I hereby certifiy that the above-mentioned information and particulars given above are true and correct.

(Signature)
along with full Name of the
firm/society/company

"Form S

[See rule 39 (1)]

No..... Date.....

To

.....

.....

You are hereby informed that:

(c) you have violated the following provisions of the Act, rules, regulations or the by-laws:
(Detail of the violation committed)_____

(d) during the inspection/checking of your shop/premises on_____, unaccounted agricultural produce/evasion of fee has been detected by the officers of the Board/inspecting team. The detail of the unaccounted agricultural produce/evasion of fee detected is enclosed.

You are hereby issued this show cause notice as to why the penalty should not be imposed upon you for violation of the provisions of the Act, rules, regulations or the by-laws as stated above.

You are, therefore, given an opportunity of hearing and thus directed to appear in person or through an authorized representative/agent before the undersigned on (date)_____ at (time)_____at(place)_____ to explain your position or to make submission, if any, either oral or in writing.

In the event of your failure to comply with this notice, it shall be presumed that you have nothing to say about the above said violation and exparte decision shall be taken against you.

Sd/

Full name and seal of the issuing authority.

Copy(to all the concerned)

1._____

2._____.".

_____

STATE AGRICULTURAL MARKETING BOARD, PUNJAB PATIALA

NOTIFICATION

The 9th August, 1963

No. SAMB/1.-In exercise of the powers conferred by section 44 of the Punjab Agricultural Produce Markets Act, 1961 (XXIII of 1961) and all other powers enabling him in this behalf, the chairman, State Agricultural Marketing Board, Punjab, Patiala confirm and notifies the following Bye-laws for the Market Committees functioning in the State.

1. **Short Tiltle**

The Bye laws may be called Punjab Market Committees Bye-laws.

2. **Commencement**

These shall come into force at once.

3. **Definitions**

In these Byelaws, unless there Is anything repugnant in the subject or context :-

(1) ‘’Act” means the Punjab Agricultural Produce Markets Act, 1961.

(2) ‘’Rules’’ means the Punjab Agricultural Produce Markets (General) Rules, 1962.

(3) ‘’Committee’’ means the Market Committee established and constituted under section 11 and 12 of the Act.

(4) ‘’Chairman’’ the Chairman of the Market Committee

(5) ‘’Weighing” shall mean and include putting the filled bag or container on the scale, adjustment of weight and putting it down from the scale.

(6) “Unit” means the standard filling in a bag or a container as fixed by the Board for various items of Agricultural Produce under rule 25 (1).

(7) the words and expressions defined in the Act and Rules shall have the same meaning in these Bye-laws as have been assigned to these in the Act and Rules.

4. Time and Place of meeting

A meeting of the Committee shall ordinarily be held in the office of the Committee at least once in three months at a time and date and place fixed by the Chairman. The Chairman may on his own discretion and shall, on requisition in writing of not less than half of the existing strength of the committee, call an emergent meeting.

5. Manner of convening a meeting and of giving notice thereof.

(1) Notice of every meeting with agenda shall be issued by the Chairman or under instruction of the Chairman, by Secretary of the Committee, at least seven days before, the date of the meeting. Every such notice shall state the place the date and the hour of such meeting. Every item on agenda shall be in form of a regular proposal complete in itself. Papers relating to any subject included in the agenda of any meeting shall be open for inspection to every member at the office of the Committee during the usual office hours. Emergent meeting under Byelaw 4 may be convened at a shorter notice not less than 24 hours.

(2) If the Chairman or the Vice-Chairman fails to convene a meeting requisitioned by the members of the Committee under Byelaw 4 within two days of the receipt of the requisition, the Secretary shall immediately report the matter to the Chairman of the Board.

(3) Requisition of members under byelaw 4 shall be received in the office of the Committee in the same way as other papers or letters are received on behalf of the Committee and shall be duly entered into the register of 'Letters Received' maintained by the Committee.

6. Conduct of Proceedings and presidency of meeting :-

(1) any member wishing to bring any proposition before the Committee shall give a written intimation to the Chairman of his intention of doing so, with a draft of the proposition so as to reach the Chairman at least ten days before the date of meeting and every such proposition shall be included in the agenda of the meeting.

(2) Any matter which is not included in the agenda shall not be brought forward for discussion at any meeting except with the permission of the Chairman of the meeting or by the vote of the majority of the members present.

(3) Every proposition, other than the one brought officially by the Chairman, and every amendment shall be proposed by one member and seconded by another and until so proposed and seconded and reduced to writing under the direction of the Chairman of the meeting : no proposition of amendment shall be discussed.

(4) Amendment to any proposition before the Committee be moved after the original proposition has been duly moved, seconded and recorded.

(5) Every proposition and amendment so moved shall be recorded in the minutes with the names of the proposers and seconders.

(6) When a proposition or an amendment has been proposed, seconded and recorded, the members present shall be entitled to disuss the same.

(7) The Chairman of the meeting may allot time to different members desirous of speaking on any proposition or on any amendment.

(8) When an amendment has been brought to any proposition the amendment be put to vote first and if it is carried, it shall become a substantive proposition and shall be put to vote as such. If it is not carried, the original proposition shall be put to vote. When there are more amendments than one, they shall be put to vote in the order reverse to that in which they were proposed.

(9) Every meeting of the Committee shall be presided over by its Chairman or in his absence by its Vice-Chairman, but if both are absent the members present shall elect one of the members present to act as Chairman for the occasion and such, Chairman shall have, for that meeting, all the powers of the Chairman and be designed as such.

Provided that if the Chairman or the Vice-Chairman returns during the meeting, he shall resume his powers as Chairman from the temporary Chairman.

(10) The Chairman shall be responsible for preserving order in the meeting and shall decide all points of order that may be raised therein. There shall be no discussion at the points of order unless the Chairman considers it necessary to seek the opinion or advice of any member present and the Chairman's decision shall be final.

(11) any member may call attention of the Chairman to point of order even when a member is speaking. One point of order being raised, the member adderssing the meeting shall resume his seat until the question has been decided by the Chairman.

(12) If any one or more members present at a meeting refuse to obey the ruling of the Chairman of the meeting on any matter, he may adjourn the meeting at once and when he has declared meeting adjourned, the subsequent proceeding of the meeting, if any, shall be void and shall not apear in the minutes. In all such cases, the Chairman shall record in his own handwriting in the minute Book the reasons for such adjournment unless he is prevented by sufficient cause from doing so.

(13) After calling the attention of the meeting to the conduct of a member who persists in speaking or in arguing upon a matter, which in the opinion of the Chairman is irrelevant, or is reapting his own argument or the arguments used by other members or is exceeding the time allotted to him, the Chairman may direct the member concerned to discontinue his speech.
(14) the Chairman of the meeting may direct any member, whose conduct, in his opinion is disorderly, to withdraw immediately from the meeting and any member so ordered to withdraw shall do forthwith and shall, unless recalled by the Chairman may absent himself during that meeting. The chairman may cause to be summarily removed from the meeting any member who disobeys any order made under this Byelaw.

(15) When a proposition or an amendment has been declared by the Chairman as duly carried, no further proposal for amending it shall be entertained at that meeting.

(16) The Chairman, may, for sufficient reason adjourn any meeting from time to time but no business other than that left over from the previous meeting shall be transacted at the adjourned meeting unless a separate notice and a separate agenda has been issued in accordance with Byelaw 5.

(17) The chairman may for reasons to be recorded in the Minute Book, postpone or cancel any meeting called under these byelaws.

7. Quorum at meeting

(1) quorum for a meeting, not otherwise provided, shall be 2/5th of the existing strength of the Committee.

(2) quorum of a meeting at which the annual budget of the Committee is to be considered shall not be less than 2/3rd of the existing strength of the Committee.

(3) If quorum at a meeting of the Committee is not complete within half an hour of the schedule time of the meeting or if it falls short while the meeting is continuing it shall deem to have been adjourned.

(4) If a meeting called in accordance with these Bye laws can not be held for want of quorum, no quorum shall be necessary in the next meeting called for transacting the same business.

(5) If any member fails to attend three consecutive meetings without reasons that are beyond his control, the Chairman shall forthwith report the matter to the Board.

8. Manner of voting :-

(1) Except otherwise provided in the Act, the Rules or these Byelaws, all questions, that may come up before a meeting of the Committee, shall be decided by majority of votes of the members present and voting and in case of equality of votes, the Chairman of the meeting shall have and may exercise a second or a casting vote.

(2) Voting shall be done by show of hands. Voting by proxy shall not be permissible and any member may decline to vote on any subject without assigning any reasons therefore :

Provided that if any three members request in writing, the votes may be secured by ballot in cases of appointment of Sub-committee, joint Committee, adhoc Committee or delegation or withdrawal of powers under section 19.

9. Minutes of meeting :-

(1) Proceedings of the meeting of the Committee shall be recorded in regional language by the secretary of the Committee under the instructions and the supervision of the chairman of the meeting and shall be signed by the Chairman.

(2) Recorded proceedings of meeting shall be read out in the next meeting of the Committee as the first item on the agenda and the members who were present in the former meeting shall have the right of questioning the correctness of the recorded minutes, which shall be corrected with such modifications as may be decided upon to bring those in conformity with the facts. In case of any dispute about the correctness of the minutes, the opinion of the Chairman under whose signature, the record was made, if he is present, shall be final. If however, the said Chairman be not present when the dispute arises, the matter shall be decided in accordance with the majority of the votes of the members who had attended the former meeting and are present.

(3) Proceedings of each meeting shall be recorded in the Minute Book kept by the Committee for the purpose in Form 'A' annexed to these byelaws and shall be placed on the table of the Committee for reference by the members thereof and shall at all reasonable times and without any change be open to their inspection. The Secretary of the Committee shall keep the minute Book in his custody.

(4) A resume of every discussion with the number of votes for or against each motion and amendment shall be recorded by the Secretary under the instructions of the Chairman of the meeting. A complete and accurate record shall be kept in the Minute Book to indicate whether a member did not cast his vote or voted for or against a proposition or an amendment.

If a resolution is based on a certain report, letter or document, substance of such report, letter or document shall be incorporated in the minute book.

10 General :-

(1) Any member of the Committee may ask for any information regarding anything done or purporting to be done by the Committee or regarding the affairs of the Committee by written notice and shall be supplied with such information by the Chairman of the meeting. The requisition for such information shall reach at least 4 days before the meeting in the office of the Committee.

Provided that the Chairman may refuse to supply any information divulgence of which, in the opinion of the Chairman, is against the interest of the Committee.

(2) Except with the recorded consent of not less than half of the total members of the Committee no subject once finally disposed of shall be reconsidered within three months.

(3) A copy of resolution of no confidence passed by the Committee under section 16(2) shall be sent to the Chairman of the Board per registered post Acknowledgement due of the date of the resolution or the following day by the Secretary of the Committee for confirmation.

(4) Every member, before entering the place where a meeting of the Committee is to take place or is being held, shall mark his presence in the register kept by the Committee for this purpose.

(5) Immediately after the confirmation of the recorded minutes of the last meeting, the Chairman shall present a note regarding the action taken on the decision taken in the last meeting and reasons for not taking action of any previous decision of the Committee.

(6) Immediately after the presentation of the note under clause (5) The Chairman shall give information requisitioned under clause (1) above.

11. Conditions for the use of Market :-

(1) Where kacha Arhtiya is authorized to conduct auction himself, he shall be responsible to keep and maintain register in the same manner as are to be kept by an auctioneer.

The kacha Arhtiya Shall provide such kinds of services to the labourers engaged for the purpose as may be presented by Market Committee.

(2) The least difference between the two bids officered for a lot of agricultural produce in case of commodities included and likely to be included in category 'A' and 'B' shall not be less than one rupee while in other commodities included and likely to be included in category 'C', 'D', 'E' and 'F' shall not be less than fifty paise.

(3) Rates offered in an auction shall be on basis of one quintal and at decimal coin-age.

(4) When once the price of a lot of the agricultural produce has been settled by open auction, in favour of a person, the lot shall be delivered to such person and papers executed in his favour. No buyer shall be allowed to associate with any other person in such a transaction before he has taken delivery and has made the payment in respect of such a transaction.

(5) the buyer shall take delivery of entire lot of an agricuitural produce auctioned to him including the portion of agricultural produce left over after the weighment of the lot into standard unit of filling.

(6) If any agricultural produce is being traded without a licence in a notified market area, Secretary of the Committee may seize such produce for the purpose of confiscation in such matters shall be promptly made by the Market Committee

12. Weighment of agricultural Produce :-

(1) Fees for weighment on a weighbridge installed by a Committee for weighment of agricultural produce shall not exceed the following :-

---

1. Sub-Clause (2) of Bye Law No. 11 substituted vide Notification dated 6-8-91.

(i) 30 paise per Cart.

(ii) 35 paise per trolley (Tractor)

(iii) 50 paise per Truck.

Provided that no fee shall be chargeable if the weighment is made for the purpose of test weighment of agricultural produce.

(2) For every weighment made at a weighbridge under clause (1), a certificate under rule 27 (3) shall be issued free of cost in Form 'B' annexed to these Byelaws.

(3) Weights, measures and weighing instruments shall be provided by the Kacha Arhtiya for weighment of every agricultural produce which is sold through him.

(4) Weighment of a lot of agricultural produce shall be carried out at the place of display of the lot. No produce shall be removed or caused to be removed or required to be removed from the place of display to any other place for weighment.

13. Test weighment of agricultural produce :-

Result of test weighment under rule 25 (5) when done by the Secretary, Market Committee or an emplpyee of the Board or under rule 25 (6) shall be recorded in Form 'C' annexed to these Byelaws.

14. Duties of weighmen measurers and surveyors :-

A licensed weighman, or measurer or surveyor shall correctly weigh or measure or assess the quality, as the case may be of the agricultural produce brought to him for weighment or measurement or survey.

(2) Every licensed weighman measurer or surveyor shall deposit a sum of Rs. 1/- with the Committee to cover the cost of a badge to be issued to him. The badge shall not be transferable. The deposit shall be returned to him when the badge is returned to the Committee in good condition and the Secretary of the Committee shall be the sole and final authority whether the badge is in good condition or not. The badge shall be returned to the committee within three days of the suspension or cancellation of a licence and if the badge is not returned, the security shall be deemed to have been forefeited in addition to such other punishment as may be awarded for non-compliance of this clause. If a badge is lost, a duplicate badge shall be issued on application and on payment : of Rs. 1/- to the Committee.

(3) Such badge shall be serially numbered, with name of the committee inscribed on it. No. weighman, measurer or surveyer shall act as such within the notified market area unless he is actually wearing the badge.

(4) No person shall wear or attempt to wear or use a forefeited badge.

15. Books to be kept by weighmen, measurers, and brokers :-

Every broker shall keep a book in form to be prescribed by the Market committee in which he shall record his daily work.

16. Market hours :-

(1) subject to the provisions of any law for the time being in force in regard to the opening and closing of shops and commercial establishments, the auction and weighment of agricultural produce in market yard shall be held during the hours to be specified by the Committee.

(2) Such timings shall be exhibited at conspicuous places.

(3) The buyer desirous of purchasing agricultural produce shall personally or through an approved and bonafide representative attend the auction within on e hour of the time of the start of auction fixed under sub-clause (1). In case of his inability to attend the auction in time, he shall intimate explicitly to the office of the Market Committee before auction commences.

17. Trade Assistants :-

(1) Name of employees taken in service by a licensed dealer or godown keeper to assist him in the sale, purchase storage or processing or for any act incidental to such matters shall be notified to the Committee giving the name, parentage and present address of such employees immediately after one has appointed or removed from service.

(2) The Committee shall keep a register of trade assistants in which information received under sub clause (1) above shall be written.

18. Control and regulation of admission to the Market :-

(1) Consignments of agricultural produce shall be unloaded for display and unloaded carts and pack animals shall be parked or tethered at such places in the market yard as are determined by the Committee.

(2) The Committee may determine routes for ingress and engress of vehicles, carts or pack animals leading to or from the principal or sub-market yard.

(3) For the information of the persons visiting or using the market yard, orders under clause (1) and (2) shall be exhibited outside the office of the Committee and at such other conspicuous places in the market as may be determined by the Chairman.

19. Sub-Committees, Joint Committees and Adhoc Committees.

(1) A sub-committee or a joint committee or an adhoc committee appointed under section 9 of the Act may be for the full term of the Committee or for a shorter fixed period. The appointment or removal of members of such a Committee and delegation or withdrawal of powers and duties shall be by a resolution of the Committee in regular meeting :

Provided that decision of joint committee shall be valid only when the same has been ratified by the Committee.

(2) The committee while setting up a sub-committee or a joint committee or an adhoc committee, shall fix the quorums for its meetings and shall appoint one of its members as its Chairman in each case, who shall be convener of its meetings and shall submit a record of all the work done by it in every meeting of the Committee through the Chairman.

Provided the the Chairman of the Committee when appointed on a sub committee, a joint committee or an adhoc committee shall, subject to the provision of rule 13 be the ex-officio Chairman of such a Sub-Committee a joint Committee or an adhoc committee.

(3) Unless otherwise provided in these bye-laws the procedure for convening and conduct of meetings of the committee shall be applicable to the meeting of a sub-committee or joint committee or an adhoc committee, in so far as, it is applicable.

(4) Subject to the Provisions of rule 14(3) the Secretary of the Committee shall act as Secretary to a sub-committee, a joint Committee or an adhoc committee.

20. Complaint register, institution of prosecutions.

(1) (i) The committee shall keep a register in Form 'D' annexed to these Bye-laws in which all offences punishable by or under the Act, the Rules or these Bye-laws detected by an Officer or servant of the Committee or which may be reported to the Committee by any person shall be recorded under the signature of the reporting officer or the Complanant as the case may be.

(ii) All the cases recorded in such a register shall be enquired or cause to be enquired into by the secretary and result noted in the appropriate column of the register by him.

(2) The report register shall be put up before the Committee in every ordinary meeting together with the reasons for instituting or not instituting prosecutions in respect of each case.

21. Commplaints, notices, suits against or on behalf of the Committee-How to be dealt with.

(1) Unless otherwise provided for in the Act, the Rules and these bye-laws, all applications, notices, summons, warrants, appeals, letters, complaints and any other documents or papers addressed to

the Committee delivered at its office shall be received by the Secretary or on his behalf by an employee of the committee as may be authorised by him. The Secretary shall put before the Chairman all such papers for his orders.

(2) Unless otherwise provided for in the Act, the Rules and these Bye-laws, all letters, applications, notices and complaints on behalf of the Committee may be given, issued and lodged by the Secertary under his hand and seal of his office.

22. Disposal of papers on behalf of the committee :-

(1) The Secretary, unless otherwise directed by the Chairman, may dispose of all papers on behalf of the committee. If decision on such papers involves policy matters, the papers shall be put up to the Chairman for disposal.

(2) The Chairman may, before making order or taking decision on a matter, obtain the opinion of the Secretary on every such matter and every order made by the Chairman or decision taken by him shall include a reference to the opinion given by the Secretary on the matter.

23. Grant of licences :-

Applications for grant and renewal of licences under Rule19 (1) shall be received at the office of the Committee. The Secretary shall enquire or cause to be enquired into the contents of the application to satisfy the information supplied is correct and also regarding the conduct and business of the applicant and record his findings on the application within three days of its receipt by him. The Chairman or any other employee authorized by the Committee under rule 19(2) shall, on being satisfied that the conduct and business of the applicant are satisfactory and that the information contained in the application is correct, issue a licence forth with under his signature, stamp of his office and common seal of the committee:

> Provided that Committee may, for reasons to be recorded, amend alter or rescind any order of the chairman or any other employee authorized by the Committee under rule 19(2) refusing grant or renewal of a licence :

Provided further that every order of such refusal shall be recorded in a brief statement of reasons for the same and every such matter shall be reported to the Committee in the first meeting taking place next after the date of such order.

24. Control of staff :-

(1) The Secretary shall be head of office of the committee and shall call the roll of the staff daily and shall prepare the duty roster for different employees. He may call for any return of work done by a member of staff during a specifed period. His orders shall be complied with promptly.

(2) The Secretary may assign to the employees of the committee apart from their regular duties, such other duties, as he may consider necessary for the discharge of official duties and shall see that the employees under him perform their duties properly and efficiently. He may report to the Chairman that action is called for against any of the employees of the Committee on the ground stated in the report. Provided that an opportunity shall be afforded to the employee concerned before action is taken against him.

(3) No case of promotion in cadre or grade of pay, grant of increment or of leave or of punishment of any employee of the Committee shall be considered without obtaining and considering a report from the Secretary.

25. Copies of orders resolution and balance sheet :-

(1) Any person may be granted a copy of a resolution of the Committee or of a Balance sheet.

Copies of orders made by or on behalf of the committee shall only be supplied to the person affected by such order.

(2) For the grant of a copy under clause (1) following fee shall be charged :-

Resolutions and orders	25 paise per 100 words or fraction therof subject to a minimum of 50 paise per copy.
Balance sheet	25 paise per document.

Note :- copies of orders against an employee shall be supplied to him free of charge.

(3) The application for copy shall contain such particulars as may be sufficient to enable the case to be traced.

(4) The application for the grant of the copy under sub-clause (1) shall be accompanied by an earnest money of Rs. 2 and shall be duly entered in the register maintained for this purpose. The fee for issuing a copy shall be adjusted from this amount and the balance, If any, paid to the applicant with the copy. The copying fee charged shall be transferred to the funds of the Committee.

(5) A copy under this bye-law shall be prepared by such person as may be authorized by the chairman and certified to be true by the Secretary or in his absence by another person appointed by the Chairman in this behalf. Such certificate shall give the date on which the application was received and the copy prepared and delivered to the applicant, and shall be conclusive evidence of the correctness of these dates.

Name of applicant with parentage and address 1	Date of receipt of application 2	Nature of document copy of which is applied for 3	No. of receipt issued in token of earnest money 4
Date of preparation of copy 5	Date of delivery of copy 6	Copying fee charged 7	No. of words copied 8
Balance of earnest money refunded, if any, or amount charged above the earnest money 9	Signature or thumb impression of the recipient of the copy 10	Initials of the Secretary 11	Remarks 12

26. Payments at office of the Committee :

(1) A sum due to the Committee shall be paid at its office during hours as may be fixed by the Market Committee and shall be received by a person appointed for the purpose who shall sign and issue receipt therefor :

Provided that receipt for amounts exceeding Rs. 20/- shall be countersigned by the Secretary or such other person authorized by him.

(2) An employee of the Committee appointed to receive or handle money on behalf of the Committee shall, before entering on his duties, furnish a cash security of Rs. 500/- or personal security equal to four times the amount which is expected to handle within a week. The Chairman shall be the final authority to determine the amount which a servant is expected to handle within a week, on behalf of the Committee.

Provided that this clause shall not apply to a person who has been appointed in stop gap arrangement within the office.

27. trade Allowance :

(1) following trade allowances shall only be made and received within the Market area in connection with ready or spot transactions :-

(i) Tax : The exact weight of the gunny bag or the packing materials used.

(ii) Adjustment of weight :- Full adjustment of increase or decrease in the weight of the produce found in test weightment under rule 25. An allowance determined in arbitration under rule 13.

(2) Each item of allowance charged under sub-clause (1) shall be separately mentioned in from I and J prescribed under the rules.

(3) All the items shall be paid for at sale price except those taken under bye-law 32.

28. Remunerations of different market functionaries :-

(1) For services actually rendered by them in connection with sale, purchase, storage and processing of agricultural produce, different market functionaries whether licensed or not, shall not demand or receive remuneration, in excess of the rates specified below:-

Category 'A'

Commodity No. 1 (Wheat only)

Incidental Charges (Payable by Seller)	Rates in rupees per unit filling for 50 Kg.
1. Unloading	0.65
2. Cleaning & Dressing	
Manually	0.65
By Machine	1.25
	(for rendering actual services. Nothing will be charged if produce is already cleaned.)
Market Charges : (Payable by Buyer) :	
1. Filling & Placing the unit on the platform/balance.	0.67
2. Weighing	0.65
3. Unloading from the balance	0.50
4. Stitching	
Manually	0.35
By Machine	0.75
5. Auction Charges	0.08 per hundred rupees
6. Commission	2.50 per hundred rupees
7. Brokerage	0.16 per hundred rupees

Category 'A'

Commodity No. 2 (Paddy only)

Incidental Charges (Payable by Seller)	Rates in rupees per unit filling for 50 Kg.	for 35 Kg.
1. Unloading	0.98	0.69
2. Cleaning & Dressing		
Manually	0.82	0.62
By Machine	1.64	1.24
	(for rendering actual services. Nothing will be charged if produce is already cleaned.)	
Market Charges : (Payable by Buyer) :		
1. Filling & Placing the unit on the platform/balance.	0.90	0.72
2. Weighing	0.68	0.65
3. Unloading from the balance	0.50	0.45
4. Stitching		
Manually	0.35	0.35
By Machine	0.75	0.75
5. Auction Charges	0.08 per hundred rupees	
6. Commission	2.50 per hundred rupees	
7. Brokerage	0.16 per hundred rupees	

Category 'A'

Commodity No. 3 Bajra, 4. Mash, 5. Moong, 6. Moth, 7. Massar, 8. Sarson, 9. Toria, 10. Tara Mira, 11. Til, 12. 12. Methi, 13. Sunehri, 14. Oats, 15. Gowar 16. Maize 17. Gram (Kabli & Black) 18. Barley 19. Jowar 20. Dry Peas 21. Arhar 22. Gur 23. Shakkar 24. Khandsari 25. Ground-nut 26. Sun Flower Seed (Suraj Mukhi Beej)

Incidental Charges (Payable by Seller)	Rates in rupees per unit filling for 50 Kg.	95 Kg.
1. Unloading	0.65	1.15
2. Cleaning & Dressing		
Manually	0.65	1.15
By Machine	1.25	1.94
	(for rendering actual services. Nothing will be charged if produce is already cleaned.)	
Market Charges : (Payable by Buyer) :		
1. Filling & Placing the unit on the platform/balance.	0.82	1.20
2. Weighing	0.45	0.45
3. Unloading from the balance	0.45	0.50
4. Stitching		
Manually	0.35	0.35
By Machine	0.75	0.75
5. Auction Charges	0.08 per hundred rupees	
6. Commission	2.50 per hundred rupees	
7. Brokerage	0.16 per hundred rupees	

Category 'B'

Commodity 1. Cotton 2. Wool 3. Ground-nut (Unshelled) 4. Chillies (Dry)

Incidental Charges (Payable by Seller)	Rates in rupees per unit filling for cotton only	
1. Unloading	0.67	0.99
2. Dressing (except Ground-nut)	0.48	0.88
3. Cleaning & Dressing (for Ground-nut only)	0.70	
Market Charges : (Payable by Buyer) :		
1. Filling & Placing the unit on the scale/balance.	0.62	0.75
2. Weighing	0.54	0.60
3. Unloading from the scale/balance	0.37	0.45
4. Stitching/tying		
Manually	0.17	0.35
By Machine	0.77	0.77
5. Auction Charges	0.08 per hundred rupees	
6. Commission	2.00 per hundred rupees (2.50 per hundred rupees for cotton only).	
7. Brokerage	0.16 per hundred rupees	

Category 'C'

Commodity : Non-persihable vegetables viz. Potatoes, Shakarkandi, Onion, Arvi, Garlic & Ginger.

Incidental Charges (Payable by Seller)	Rates in rupees per unit filling
1. Unloading	0.50 per bag 0.75 loose 3.00 per cart 5.00 per trolley 15.00 per truck
Market Charges : (Payable by Buyer)	
1. Filling, weighing, Unloading from the scale/balance	1.00 per unit
2. Stitching	
Manually	0.15 per unit
By Machine	0.75 per unit
3. Commission	5.00 per hundred rupees

Category 'D'

Commodities : Perishable vegetables and fruits.

Incidental Charges (Payable by Seller)	Rates in rupees
1. Unloading	0.30 per unit 5.00 per cart 10.00 per trolley 20.00 per truck
Market Charges (Payable by Buyer)	
1. Filling & Weighing	0.80 per unit
2. Commission	5.00 per hundred rupees

Category 'E'

Commodity : Dry & Green Fodder & Babbar Grass

Incidental Charges (Payable by Seller)	Rates in rupees
1. Unloading	It has been observed that generally (for dry fodder only) the function of unloading of green fodder is performed by the producer seller itself. In case of dry fodder, the unloading charges are borne by the purchaser. 5.00 per trolley. 10.00 per cart. 20.00 per truck.
Market Charges : (Payable by Buyer)	
1. Weighing by weigh bridge	5.00 per cart 8.00 per trolley 12.00 per truck (the charges including for empty vehicles as well).
2. Commission	3.00 per hundred rupees

Commission fixed above shall be charged only by the Kacha Arhtia who in consideration of commission offers his services to sell by auction agricultural produce displayed for the purpose.

Where the Kacha Arhtias do not conduct auction themselves, the auctioneers may be engaged by the Committee on the basis of commission fixed above as auction charges. The auction charges so collected by the Kacha Arhita in such cases shall be paid to the auctioneers in the manner to be specified by the Market Committees.

(2) It will not be necessary for any seller of agricultural produce to engage any of the functionaries entered under sub-clause (1) above unless he wishes to do so and no one shall pay or be required to pay for functionary who has not in fact been engaged.

(3) No allowances or deduction subject to the Act or the Rules or charges of any kind and in any form not permitted by these Bye-laws shall be charged, claimed or allowed in connection with any transaction of sale or purchase or storage or processing of agricultural produce or any act incidental to these.

(4) A Kacha Arhtiya shall recover incidental and market charges payable to different functionaries and his commission under this bye-law and shall disburse the same to different functionaries :

Provided that charges relating to palledars, filling and sewing may be paid by the buyer directly to the functionaries if such functionaries are engaged by him.

29. Supply of prescribed forms by the Committee "-

All forms and registers prescribed under rules or these – bye laws to be maintained or executed by the persons licensed shall be serially numbered and properly bounded in books of at least one hundred or multiple thereof.

No such form or register shall be valid for use unless first or last page of the same is signed, stamped and dated by the Secretary or any officer authorized by him in this behalf and each page of such form or register shall bear the stamp of the Committee maintained for such purpose.

(2) A Market Committee shall keep a record of forms and registers stamped and signed by it under sub-clause (1) in the Form 'E' annexed with these bye-laws.

(3) The Committee may arrange for the supply of the forms if the dealers give in writing to do so.

4) Form I.J. and books may be sold to any licencee in any number, but the licencee shall put into only one book at a time and forms written in the serially numbered order of the book.

30. Publications, notices and directions of the Committee, How to be notified:-

(1) Orders, publications, directions and notices to the general public shall deem to have been published when these are pasted on the notice board of the Committee outside its office premises.

(2) The Committee may cause notices to be served on the persons likely to be affected by such publication, notices, directions or orders of the Committee or may cause their publication in any newspaper or Government Gazette.

31. Imprest money :-

(1) The Secretary of the Committee shall have power to keep in hand a sum not exceeding Rs. 1.000 (Rupees one thousand only) as imprest money and to reimburse the same at least twice a week for expenditure met out of it.

(ii) The Secretary may require the money to be kept by the Accountant of the Committee who under orders and instructions of the Secretary shall keep regular accounts of all expenditure met out of it and its reimbursement in the same manner as other accounts of the committee are maintained.

(iii) The Chairman and Secretary shall be entitled to sanction expenditure out of this amount for meeting petty expenses not exceeding Rs. 500 and Rs. 250 respectively in one instance.

32. Propaganda against adulteration and manner of taking samples from the adulterated product :-

(1) The Committee shall take such steps to educate the general public against adulteration of agricultural produce as it may consider necessary.

(2) The Chairman or the Secretary of the Committee or any other person authorized by it in this behalf may take samples of any produce against a receipt granted for the same. No person shall refuse or otherwise obstruct in taking such samples.

(3) The samples shall be taken in three different packages and shall be sealed in such a manner that the contents can not be removed from the package without breaking it or without removing seals
from it. On demand one of such packages shall be given to the owner of the produce or the person
with whom it is kept by its owner against a receipt, the second shall be kept in Committee's office till final decision of the case.

(4) The samples shall be taken in the presence of the owner of the produce or if it is in the custody
of any other person in presence of such person or if no body is present there, in the presence of any
two persons.

33. Punishment :-

Whosoever contravenes the provisions of bye-laws 11.12,14,15,16,17,18,27,28,29, and 32(2) of these bye-laws shall, on conviction, be punishable with a fine which may extend to fifty rupees.

---

* Substituted vide No. Re.II72/19065 dated 21.6.72 (Imprest enhanced to Rs. 500/ from 100)

1. Sub-Clause (2) & (III) of Bye-Law No. 31 substituted vide notification dated 25-4-91.

34. Repeal and saving :-

The Bye-laws framed under the repealed the Patiala Agricultural Produce Markets Act, 2004 B.K. and the Punjab Agricultural Produce Markets Act, 1939 and the bye-laws of Market Committee, Jullunder published in government Gazette dated 31st May, 1963 are hereby repealed :

Provided that such repeal shall not affect,

(a) The previous operation of any bye-law so repealed or anything duly done or suffered thereunder, or.

(b) Any right, privilege, obligation or liability acquired or incurred or any licence issued under any bye-law so repealed : or

(c) Any penalty, forefeiture or punishment incurred in respect of any offence committed aganist any bye-law so repealed :

(d) Any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability, licence, penalty, forefeiture or punishment as aforesaid and any such investigation, legal proceedings or remedy may be instituted, continued or enforced and any such penalty, forefeiture or punishment may be imposed as if these by-laws had not been passed.

Provided further that any thing done or any action taken under these byelaws so repealed shall be deemed to have been done or taken under these bye-laws, and shall continue to be inforce accordingly, unless and until superseded by anything done or any action taken under these bye-laws.

FORM 'A'
(See bye-law 9 (3))

Date of meeting	Presence	Agenda	Secretary opinion	Brief resume of discussion and final resolution	Name of members voting against
1	2	3	4	5	6

Signature of Chairman

FORM 'B'
(See bye-law 12 (2))

Name of the person bringing the produce with registration number or any identification mark, if any, of the vehicle	Nature of the produce	Gross weight including weight of the vehicle and packing material, if any	Weight of the produce excluding the weight of cart, truck or trolly	Weighment charges received	Remarks
1	2	3	4	5	6

Signature of the person incharge
of the weigh-bridge or beam scale

FORM 'C'

REPORT OF THE TEST WEIGHMENT

(See Bye-law 13)

Name of the Seller with parentage and address	Name of the Kacha Arhtiya with address and licence No.	Name of buyer with address and licence No.	Name with licence No. of the weighmen who made the weighment	Date of weigment etc.	Commodity
1	2	3	4	5	6

No. of units weighed	Person by whom test weighment has been made	Result of test weighment	Signature or thumb impression of weighmen	Signature or thumb impression of kacha Arhtiya or of two witnesses, if the Arhtiya is not present	Signature of buyer or two witnesses if the buyer is not present	Remarks
7	8	9	10	11	12	13

Signature of the person
Making the report