SCHEDULE-A—*contd.*

Name	Address
2. CARE (Credit Analysis and Research Ltd.)	RBC, Mahindra Towers, 5th Floor, Road No. 13, Worli Bombay-400 018.
3. MDRA (Marketing and Development Research Associates).	Secular House, 9/1 Institutional Area, Opp. JNU, New Delhi-67.
4. ICRA (Investment Information Credit Rating Agency of India Ltd.).	Kailash Building, 4th Floor, 26, Kasturba Gandhi Marg, New Delhi-1.

SCHEDULE-B

[*See* clause 7A (1) (b) of Kerosene (Restriction on Use and Fixation of Ceiling Price) Order, 1993]

Rating Certificate for Parallel Marketeer

Date of Issue

Name of the Firm/Company . .

Registered Office Address . .

Name of Promotor/Chairman/Managing Director.

Activities . .

Particulars of Bankers . .

Overall Rating

Rating Scale—

(1) Good . .

(2) Satisfactory . .

(3) Low Risk . .

(4) High Risk . .

Signature and Seal of the Rating Agency.

SCHEDULE-C

[*See* clause 7A (a) (B)]

Forwarding Letter for Certificate of rating

TO WHOMSOEVER IT MAY CONCERN

This is to certify that we have made an evaluation of

M/s. . . . . ** . . . . . for the purpose of issuing a certificate and a rating to them in accordance with the provisions of the Kerosene (Restriction on Use and Fixation of Ceiling Price) Order, 1993.

We have obtained all the information and explanations which to the best of our knowledge and belief were necessary for the purpose of issuing this certificate. This certificate issued by us is as a result of our examination of the documents, records and assessment of the information obtained by us and the evaluation of capability, infrastructure, network and readiness, to carry out professed business, deliver goods and services promised by the parallel marketeer. We are satisfied that the information and particulars received and collected by us are sufficient enough to enable us to evaluate M/s. . . . . * . . . . . for providing the rating as prescribed.

M/s. . . . . ** . . . . . are awarded . . . . . rating.

Salient facts about M/s. * . . . . . are as follows :—

1. Total investment planned.
2. Total investment made up to date.
3. Promoter's equity.
4. Area of operation.
5. Proposed/likely date of commissioning.

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*—*Name of the parallel marketeer to be indicated.
(Signature and seal of the Rating Agency)

SCHEDULE-D

[*See* clause 7A (4)and (6)]

Proforma of Information to be submitted by Parallel Marketeer for Evaluation/Rating by the Rating Agency

PARAMETERS	DETAILS*
1. Market Standing of the Company—	
A. Constitution of the firm.	
B. Registered office.	
C. location and addresses of Existing Businesses.	
D. Names of Promotors/ Directors/Partners.	
E. Background and full anticedents of promotors/directors/ Partners.	
F. Network of Promotors/ Directors/Partners.	
G. Current Activity.	
H. Details of existing operations of the Parallel Marketeer and/ or his group of companies.	
I. Audited A/cs. for three years of the promoter firm and group concerns with details of promoters constitution.	
J. Working capital requirement for new business pertaining to Parallel Marketing with resume of proposed scheme.	

*Extra sheets may be used if require.

SCHEDULE-D—*contd.*

PARAMETERS	DETAILS*
K. Implementation record of typical projects already undertaken, in terms of cost, time, nature of projects and technology involved.	
L. business plans and projected cash flows.	
M. Sourcing of funds for existing and proposed Business.	
N. Performance of Parallel Marketeer in his other group companies for last three years with income tax clearance certificate.	
2. Marketing Plans for Kerosene :	
2.1. Infrastructure for Kerosene sourcing/Handling :	
A. Import Locations Identified.	
B. Proposed size of import parcels.	
C. Status of approvals (Ports/ Statutory/State Government/ Chief Controller of Explosives/ environment/milestone achieved with squared network/ local authorities).	
D. Status of Progress.	
E. Details of Techonological tie ups, if any.	
F. Business proposals/Projects Feasibility report financial details and financial risk analysis.	

*Extra sheets may be used if require.

SCHEDULE-D—*contd.*

PARAMETERS	DETAILS*
2.2. Commercial arrangements and/ or consortium for kerosene (if own facilities are not planned) :	
A. Any tie up arrangement finalised with importer.	
B. The supporting agreements/ documents for such tie up.	
C. The quantum of product to be imported with minimum guarantee.	
D. Details of Storage and Handling of product at the import location/tie up agreement.	
E. Fall back arrangement to meet the shortfall in case the tie up arrangement does not materialise.	
3. Storage and Distribution arrangement for kerosene planned :	
A. Details of storage facilities of Depots with their capacities.	
B. Status of progress on items mentioned above.	
C. Plant and Equipment/ Technological details.	
D. Details of manpower and the arrangement to handle the product.	
E. Details of designs and standards to be followed for construction and operation of these facilities.	

*Extra sheets may be used if require.

SCHEDULE-D—*contd.*

PARAMETERS	DETAILS*
F. Status of approvals for the facilities.	
G. Whether Kerosene storage facility conforms to code regulations/conditions of storage licence.	
4. Arrangements planned to reach the product to consumption Centres/ Markets :	
A. Details of distributor network planned/already appointed.	
B. Details of the basis for distributors appointment.	
C. Details of showroom/sales room/office and godown planned/existing alongwith status of approvals.	
D. Details of manpower to be deployed at upcountry/near consumption centres for Kerosene.	
E. Details of storage planned at upcountry/near the consumption centre for Kerosene.	
F. Details of Distribution arrangement between the distributors godown and the customers.	

*Extra sheets may be used if require.

SCHEDULE-D—*contd.*

PARAMETERS	DETAILS*
5. Product Familiarity and Training :	
A. Operational knowledge of product (Kerosene) and its handling.	
B. The capability and preparedness to meet the safety requirement in Kerosene.	
C. Plans for training the staff and the customers on safe handling of equipment/product.	
D. Recruitment policy and standards for the staff.	
E. Familiarity with Kerosene Control Orders, Explosives Rules and other applicable local Acts.	
6. Marketing Discipline and Guidelines proposed to be adopted :	
A. Code of conduct for distributors/transporter and delivery men	
B. System to monitor and control adulteration and unauthorised diversion of products.	
7. Organisation in place/proposed for the parallel marketing of Kerosene :	
A. Details of Organisational Structure.	
B. Level of managerial involvement of the promoter.	

*Extra sheets may be used if require.

SCHEDULE-D—*contd.*

PARAMETERS	DETAILS*
C. Source of financing the Kerosene parallel marketing including the infrastructure.	
D. Any other relevant details which the parallel marketeer would like to provide.	
8. Financial commitment :	
A. Total estimated project cost.	
B. Planned (phase-wise) resource mobilisation.	
C. Resources arranged and investment made as a date.	
D. Proof of A, B and C above.	

*Extra sheets may be used if required.

Date :

Signature . . . . . .
M/s. . . . . .
(Parallel Marketeer)
Address . . . . . .
. . . . . .
. . . . . .

Note.—The principal Order was published in the Gazette of India *vide* number GSR-584 (E). Dated the 2nd September 1993.

[File No. P-45011/2/95-Mkt.]

DEVI DAYAL,
Joint Secretary.

By Order and in the name of
the Governor of Maharashtra,

C. R. VIPRADAS,
Joint Secretary
Food, Civil Supplies and
Consumer Protectionl Department.

THE LIQUEFIED PETROLEUM GAS (REGULATION OF SUPPLY AND DISTRIBUTION) ORDER, 1993

GOVERNMENT OF INDIA

MINISTRY OF PETROLEUM AND NATURAL GAS

New-Delhi, the 3rd August 1993

(Corrected upto 31-3-1995)

NOTIFICATION

G. S. R.-529 (E).—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following order, *namely* :—

1. *Short title, and commencement.*—(1) This Order may be called the Liquefied Petroleum Gas (Regulation of Supply and Distribution) order, 1993.

(2) It extents to the whole of India.

(3) It shall come into force on the date of its publication in the *Official Gazette.*

2. *Definition.*— In this Order, unless the context otherwise requires,—

(a) " Chief Controller of Explosives " shall have the same meaning assigned to it in the Indian Explosives Act, 1884 (4 of 1884) ;

**(b)* " Consumer " means a person, firm, company, institution, association of persons, co-operative society or orgnisation who has been granted liquefied petroleum gas, connection or supply, either in bulk or in cylinder, by a distributor or a Government Oil Company or a parallel marketeer ;*

(c) " cylinder " means a metal container utilised for storing liquefied petroleum gas ;

(d) " delivery person " means a person employed by a distributor or a Government Oil Company or a parallel marketeer, whether for wages or otherwise, to deliver Liquefied Petroleum Gas in Cylinders to consumers ;

— Substituted *vide* G. S. R. 6 (E), dated 6-1-1994.

(e) " distributor " means a person, firm, association of persons, company, institution, organisation or a Co-operative Society approved by Government Oil Company or parallel marketeer and engaged in the business of purchase, sale or storage for sale of liquefied petroleum gas in cylinder to consumers on the basis of an agreement or otherwise with a Government Oil Company or a parallel marketeer, as the case may be ;

(f) " gas cylinder valve " means a valve which is fitted to a cylinder ;

(g) " Indian Standard " shall have the same meaning as assigned to it in clause (g) of section 2 of the Bureau of Indian Standards Act, 1986 (63 of 1986) ;

(h) " Liquefied petroleum gas " means a mixture of certain light hydrocarbons which may include propane, isobutane, normal butane, butylenes etc. which are gaseous at normal ambient temperature and atmospheric pressure but may be condensed to liquid state at normal ambient temperature by the application of pressure and which conforms to Indian Standard specification No.IS 4576 ;

(i) " Government Oil Company, " means,—

(i) the Indian Oil Corporation Limited ;

(ii) the Hindustan Petroleum Corporation Limited ;

(iii) The Bharat Petroleum Corporation Limited,

(iv) the I. B. P. Co. Limited ;

(v) the Oil and Natural Gas Commission ;

(vi) the Gas Authority of India Limited ;

(vii) the Oil India Limited ; or

(viii) any other Government Company, a statutory body, a person, company, firm, association of persons or organisation as declared by notification to be a Government Oil Company by the Central Government, for the purpose of this order ;

(j) " parallel marketeer " means any person, firm, company, institution, association of persons, Co-operative Society or organisation carrying on the business of importing, refining, producing, bottling, marketing, distributing and selling liquefied petroleum gas under the parallel marketing system ;

(*k*) " parallel marketing system " means the system other than the public distribution system under which a parallel marketeer imports, transports, bottles, distributes or sells in bulk or retail, packed or filled in cylinder, liquefied petroleum gas under his own arrangement ;

(*l*) " public distribution system " means the system of distribution, markteing or selling of liquefied petroleum gas at Government controlled or declared price through a distribution system approved by the Central or a State Government ;

(*m*) " pressure regulator " means the equipment used for regulating the flow of liquefied petroleum gas from a cylinder to a gas stove ;

(*n*) " Seal " means seal put on the cap of the valve of the cylinder for the purpose of sealing a cylinder after it has been filled with liquefied petroleum gas ;

(*o*) " Schedule " means the Schedule annexed to this Order ;

(*p*) " Storage Point " means the premises approved or licenced by the Chief Controller of Explosives ;

(*q*) " Transporter " means a person authorised by a Government Oil company, parallel marketeer or a distributor for transportation of L. P. G. in bulk or in cylinders and also of empty or defective cylinders.

3. *Restriction on possession ; supply and consumption of liquefied petroleum gas.*—(1) Where a person has been granted a connection for liquefied petroleum gas under the public distribution system then he shall not,—

(*a*) possess more than one connection of liquefied petroleum gas granted under the public distribution system ;

(*b*) possess or use liquefied petroleum gas filled in cylinders or in bulk unless he has received that supply from a Government Oil Company of a distributor authorised by a Government Oil Company ;

(*c*) Use liquefied petroleum gas for any purpose other than for cooking ;

Provided that the Central Government may by a general or special order permit the use of liquefied petroleum gas for such other purposes it may specify in that order.

(2) No distributor of a Government Oil company shall supply liquefied petroleum gas filled in cylinders to any person unless he holds a valid authorisation from the Government Oil Company.

(3) No person shall fill any cylinder with liquefied petroleum gas or transfer Liquefied petroleum gas from one cylinder to another cylinder or from one container to another container unless authorised by the Chief Controller of Explosives.

(4) No transporter delivery person shall deliver or cause to be delivered liquefied petroleum gas either in cylinders or in bulk to any person other than the consumer for whom the liquefied petroleum gas is meant for.

4. *Restriction on storage and transport of liquefied petroleum gas.*—No person shall,—

(*a*) transport or store a cylinder filled with liquefied petroleum gas except in an upright position ;

(*b*) store or use or cause to be stored or used a cylinder filled with the liquefied petroleum gas except in a cool, dry, well-ventilated and possible place under cover, away from boilers, open flames, steam pipes or any potential source of heat ;

(*c*) remove the seal prior to use of the cylender :

Provided that the distributor or his authorised representative or the delivery person may remove such seal *in the presence* of the consumer either for testing, checking or fitting the cylinder.

(d) use cylinder, pressure regulator and gas cylinder valve other than those specified in schedules "A" and "B".

5. *Restriction or sale or distribution of liquefied petroleum gas below the standard weight.*—No Government Oil Company, distributor or parallel marketeer shall supply, sell or distribute to a consumer of liquefied petroleum gas in cylinders which contains less than the weight of liquefied petroleum gas less than the weight of liquefied petroleum gas specified in the Schedules annexed to this Order †or as indicated on the cylinder.†

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*—*Substituted *vide* G.S.R.-6 (E), dated 6-1-1994.

†—†Added *vide* G.S.R.-6 (E), dated 6-1-1994.

6. *Possession, supply or sale of liquefied petroleum gas equipments.*—(1) No person shall,—

*(*a*) unless authorised by a Government Oil Company or parallel marketeer* supply or sell filled or empty cylinders, gas cylinder valves and pressure regulators to any person other than a Government Oil Company or a parallel marketeer ;

(*b*) unless authorised by a Government Oil Company or a parallel marketeer supply or sell empty cylinder, gas cylinder valve and pressure regulator to any person other than a consumer ;

(*c*) possess filled or empty Cylinder, gas cylinder valve or pressure regulator, unless he is a consumer *or distributor* and the same has been supplied by a distributor, a Government Oil Company or a parallel marketeer.

(2) Every manufacturer or cylinder, gas cylinder valve and pressure regulator shall destroy by crushing those Cylinders, cylinder valves and pressure regulators which do not conform to the prescribed Indian Standards.

7. *Display of stock and price of liquefied petroleum gas under public distribution system.*—Every distributor appointed under the public distribution system shall prominently display the stock and price of the liquefied petroleum gas at a conspicuous place if the business premises including the storage point, showing :—

(*i*) opening balalnce of filled, empty and defective cylinders and regulators ;

(*ii*) the backlog of the filled cylinders to be supplied on the proceeding working day ;

8. *Procurement, storage and sale of liquefied petroleum gas by the distributor under the public distribution system.*—(*a*) No distributor appointed under the public distribution system having stock of liquefied petroleum gas at the business premisses, including storage point, shall unless otherwise directed by a Government Oil Company, refuse to sell on any working day, during working hours, to the consumer, whose name is registered with the distributor according to the chronology of placing of order.

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*—*Inserted *vide* G.S.R.-6 (E), dated 6-1-1994.

(*b*) No distributor appointed under the public distribution system shall keep his business premises, including the storage point, closed during working hours, on any working day, without the prior written premission of the Government Oil company.

Explanation.—For the purposes of sub-clause (a) and sub-clause (b) above the expression working hours means the working hours fixed by the concerned Government Oil Company in accordance with the provisions of the Shops and Establishment Act in force in the respective states or union territories, as the case may be.

(*c*) Every distributor appointed under the public distribution system shall take all reasonable steps to ensure that adequate stocks of liquefied petroleum gas are available at the business premises, including the storage point, at all times.

(*d*) No distributor appointed under the public distribution system shall sell liquefied petroleum gas at a price higher than that fixed by the Government Oil Company nor shall, without prior written permission of the concerned Government Oil Company, refuse to make home delivery at the address of the Consumer, whose name and address is registered with the distributor.

(*e*) Every distributor appointed under the public distribution system shall display prominently at the place of business, including the place of storage on a conspicuous place the hours of working.

9. *Maintenance of Registers, Account Books and submission of returns by a distributor appointed under public distribution system.*—(a) Every distributor appointed under public distribution system shall maintain proper accounts of daily purchase, sale and storage of liquefied petroleum gas at the business premisses every day, indicating therein,—

(*i*) the opening stock of the filled, empty and defective cylinders ;

(*ii*) the number of filled, empty and defective cylinders received during the day ;

(*iii*) the number of filled, empty and defective cylinders sold, delivered or otherwise disposed of during the day ;

(*iv*) the closing stock of the filled, empty and defective cylinders, and

(*v*) such other relevant particulars as the concerned Government Oil Company may by order in writing specify in this regard.

(*b*) This distributor appointed under the public distribution system shall maintain a register giving the details of names and addresses of persons registered for obtaining liquefied petroleum gas connection.

***10.** *Maintenance of records and furnishing of information by parallel marketeer*.*—(*a*) Every parallel marketeer before commencing the import, transportation, bottling, marketing, distribution or sale of liquefied petroleum gas shall intimate to the Central Government in the Ministry of Petroleum and Natural Gas his intention to engage in all or any one of the above activities specifying therein capability to do so, and other relevant particulars.

(*b*) The parallel marketeer of liquefied petroleum gas shall submit a monthly return before the 15th day of the following month giving details of liquefied petroleum gas imported portwise, to the Central Government in the Ministry of Petroleum and Natural Gas.

(*c*) The parallel marketeer shall furnish to the Central Government in the Ministry of Petroleum and Natural Gas, or to such authority as may be specified by that Government in this regard, such other information as may be required.

11. *Power of entry, search and seizure.*—(*a*) An Officer of the Department of Food and Civil Supplies of the Government, not below the rank of an Inspector, authorised by such Government and notified by the Central Government or any officer authorised and notified by the Central Government, or any Officer not below the rank of a Sales Officer of a Government Oil Company authorised by the Government and notified by the Central Government may, with a view to ensuring compliance with the provisions of this Order, for the purpose of satisfying himself that his Order or any Order made thereunder has been complied with,—

(*i*) stop and search any vessel or vehicle which the Officer has reason to believe has been or is being or is about to be used in the contravention of this Order ;

(*ii*) enter or search any place with such aid or assistance, as may be necessary ; and

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*—*Clause 10-A inserted *vide* G.S.R.-510 (E), dated 19-6-1995 *See* notification.

(iii) seize and remove with such aid or assistance, as may be necessary books, registers and other records pertaining to liquefied petroleum gas business, filled and empty cylinders, cylinder valves and pressure regulators alongwith the vehicle, vessel or any other conveyance used for carrying such stock.

If he has reason to believe that any provision of this Order has been or is being or is about to be contravened and then after take or authorise the taking of all measures necessary for securing the production of the liquefied petroleum gas filled or empty, cylinders, cylinder valves, pressure regulators, at the office of the Government Oil Company and the vehicle, vessel or other conveyance so seized before the Collector having jurisdiction under the provisions of the Essential Commodities Act, 1955 (10 of 1955) for their taking action against all concerned.

(b) The provisions of section 100 of the Code of Criminal Procedure, 1972 (2 of 1974) relating to search and seizure shall, so far as may be apply to searches and seizures under this Order.

12. *Overriding effect of the Order.*—The provisions of this Order shall have the overriding effect notwithstanding anything to the contrary contained in any order made by a State Government or a Union Territory by an Officer of such State Government or Union Territory before the commencement of this Order, except as regards of anything done or omitted to be done thereunder before such commencement.

13. *Power to exempt.*—The Central Government may, if it considers necessary for avoiding hardship of for any other just and sufficient reason, by notification in the Official Gazette exempt any person from all any of the provisions of this Order, either generally or for any specific period, subject to such conditions as may be specified in the notification.

14. *Repeal and Saving.*—(1) The Liquefied Petroleum Gas (Regulation of Supply and Distribution) Order, 1988 is hereby repealed except in respect of things done or omitted to be done under that order before the commencement of this order.

(2) Notwithstanding such repeal anything done or any action taken under the said Order shall be deemed to have been done or taken under the corresponding provisions of this Order.

*SCHEDULE —A

(*See* clauses 4 and 5)

Standard size and specification of liquefied petroleum gas cylinders shall conform to IS-3196 Part-I-1992 and Colour Code Specification IS-4379 and follows—

Internal diameter of cylinders in mm	Net weight of liquefied petroleum gas in the cylinder
314 mm ± 15 mm.	14.2 kg. ± 0.5 kg.

Note.—(1) The weight of the liquefied petroleum gas contained in a cylinder shall not vary by a difference of 1.5 per cent of the net weight of the respective cylinder as indicated on it by the Government Oil Company.

(2) Standard size and Specification of Gas Cylinder Valve under the public distribution system shall conform to IS-8737, Part II specifications having an outlet collar diameter of 25.6 mm ± 3 mm.

(3) Pressure regulator shall conform to IS-9798 specification having and inlet diameter of 25.6 mm ± 3 mm.

SCHEDULE—B

(*See* Clauses 4 and 5)

(APPLICABLE TO PARALLEL MARKETEER SYSTEM)

A parallel marketeer under the parallel marketing system may deal with and use—

(a) cylinder of any size, shape, design and weight, other than those specified in Schedule -A, conforming to Indian Standard specifications.

(b) gas cylinder valve conforming to IS specification 8737, Part II of any size having an outlet collar diameter other than 25.6 mm ± 3 mm.

*—*Substituted *vide* G.S.R.-6 (E), dated 6-1-1994.

(c) pressure regulators conforming to IS specification 9798 of any size and having an inlet diameter other than 25.6 mm ± 3 mm.

Note.—(1) The cylinder used by a parallel marketeer shall be provided with a valve protection ring different in shape from that in the cylinders used by the Government Oil Company.

(2) The cylinder used by parallel marketeer shall be clearly marked with colour Band and Logo of respective company firm or person marketing liquefied petroleum gas, as approved by the Chief Controller of Explosives.

(3) The weight of the liquefied petroleum gas contained in a cylinder shall not vary by a difference of 1.5 percent of the net weight of the respective cylinder as indicated on it by a parallel marketeer*.

DEVI DAYAL,
Joint Secretary.

By order and in the name of the
Governor of Maharashtra.

J. PAKYNTEIN,
Deputy secretary to Government.

GOVERNMENT OF INDIA
MINISTRY OF PETROLEUM AND NATURAL GAS
New Delhi, dated the 19th June 1995

G.S.R.-510 (E).—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order further to amend the Liquefied Petroleum (Regulation of Supply and Distribution) Order, 1993, *namely* :—

1. (1) This Order may be called the Liquefied Petroleum Gas (Regulation of Supply and Distribution) (Amendment) Order, 1995.

*—*Substituted *vide* G.S.R.-6 (E), dated 6.1.1994.

(2) It shall come into force on the date of the publication in the *Official Gazette*.

2. In the Liquefied Petroleum Gas (Regulation of Supply and Distribution) Order, 1993,—

(i) after clause 10 and the entries relating thereto, the following clause and the entries shall be inserted, namely :—

" 10 A—Assessment and Certification/Rating of parallel marketeers—

(1) (a) No parallel marketeer, shall commence any activity such as import, transport, bottling, marketing distribution, sale or any activity incidental thereto, relating to the business of liquefied petroleum gas without obtaining a rating certificate on the basis of evaluation and rating for his capability, infrastructure network and readiness to carryout professed business and deliver goods and services promised by an agency listed in Sechedule-C to this Order :

Provided that a parallel marketeer who commences any such activity, before the commencement of this Order, shall within three months, get himself evaluated and rated by the said agency.

(b) The rating certificate shall be issued in the format as prescribed in Schedule-D to this Order and as per the forwarding letter given in Schedule-E.

(c) The rating certificate shall.—

(i) be valid for a period of one year from the date of its issue, and

(ii) require renewal by the rating agency, annually.

(2) Every parallel marketeer announcing details of his activity or inviting offers of any kind in the field of import, transport, marketing, bottling, distribution or sale of liquefied petroleum gas, either in a newspaper, handout, pamphlet, leaflet or by any other means of communication or advertising shall indicate the rating awarded to him and prominently publish the rating certificate, as given by the rating agency.

(3) There shall be paid, in respect of every application, to a rating agency,—

(i) for the rating certificate awarded to the parallel marketeer, a fee at the rate of 0.05 percent of the project cost, subject to a minimum of rupees fifty thousand and maximum of rupees ten lakhs, and

(ii) for the renewal of the rating certificate by the parallel marketeer, a fee of one tenth of that required to be paid for such a certificate.

(4) The agency listed for the purpose of evaluation shall on payment of the fee by the parallel marketeer, evaluate the parallel marketeer whose case is either referred to it or who approaches it, on the basis of, inter-alia, the parameters indicated and the information to be provided by such parallel marketeer in the proforma as given in Schedule-F to this Order and such other information as called for by the rating agency.

(5) Every parallel marketeer shall file a certified true copy of the certificate of rating with the Ministry of Petroleum and Natural Gas, Oil Co-ordination Committee, Ministry of Food and Civil Supplies of the Central and the State Governments and the Collector of the District in which he imports, transports, bottles, markets, distributes or sells Liquefied Petroleum Gas. All letter-heads or communications of parallel marketeer shall have the following description of rating :

(i) Name of the rating agency,

(ii) Rating awarded to him, and

(iii) Date of issue.

(6) " No parallel marketeer shall either give incomplete, incorrect, misleading or vague information in the newspaper, handout, pamphlet, leaflet, advertisement etc. or submit such information to the rating agency ".

(i) after Schedule-B and the entries relating thereto, the following Schedules and the entries shall be added, namely,—

SCHEDULE-C

[*See* Clause 10 A (1) (a)]

Name and address of agencies for evaluation/ rating of Parallel Marketeer

Name	Address
1. CRISIL (The Credit Rating Information Services of India Ltd.)	Nirlon House, 2nd Floor, 254 B, Annie Besant Road, Worli, Bombay-400 025.
2. CARE (Credit Analysis and Research Ltd.)	RBC, Mahindra Towers, 5th Floor, Road No. 13, Worli, Bombay-400 018.
3. MDRA. (Marketing and Development Research Associates).	Secular House, 9/1 Institutional Area, Opp. JNU, New Delhi-67.
4. ICRA. (Investment Information Credit Rating Agency of India Ltd.).	Kailash Building, 4th Floor, 26, Kasturba Gandhi Marg, New Delhi-1.

SCHEDULE-D

[*See* clause 10A (1) (b)]

[LPG (Regulation and Supply and Distribution), Order, 1993]

Rating Certificate for Parallel Marketeer

Date of Issue . . . . . .

Name of the Firm/Company . .

Registered Office Address . .

Name of Promoter/Chairman/Managing Director.

Activities . .

Particulars of Bankers . .

Overall Rating . . . . . .

SCHEDULE D—*contd.*

Rating Scale—

(1) Good . .
(2) Satisfactory . .
(3) Low Risk . .
(4) High Risk . .

Signature and Seal of the
Rating Agency.

SCHEDULE-E

[*See* clause 10A (1) (b)]

TO WHOMSOEVER IT MAY CONCERN

Forwarding Letter for Certificate of rating

This is to certify that we have made an evaluation of—
M/s. . . . . * . . . . . .
for the purpose of issuing a certificate and a rating to them in accordance with the provisions of the Liquefied Petroleum Gas (Regulation of Supply and Distribution) Order, 1993.

We have obtained all the information and explanations which to the best of our knowledge and belief were necessary for the purpose of issuing this certificate. This certificate issued by us is as a result of our examination of the documents, records and assessment of the information obtained by us and the evaluation of capacity, infrastructure, network and readiness, to carryout professed business, deliver goods and services promised by the parallel marketeer. We are satisfied that the information and particulars received and collected by us are sufficient enough to enable us to evaluate M/s. . . . . * . . . . . are awarded providing the rating as prescribed.

SCHEDULE E—*contd.*

M/s. . . . . * . . . . . are awarded . . . . . rating.

Salient facts about M/s. . . . . are as follows :—

1. Total investment planned.
2. Total investment made upto date.
3. Promoter's equity.
4. Proposed/likely date of commissioning.

(Signature and Seal of the Rating Agency)

*Name of the Parallel Marketeer to be indicated.

SCHEDULE-F

[*See* clause 10-A (4)and (6)]

Proforma of Information to be submitted by Parallel Marketeer for Evaluation/Rating by the Rating Agency

PARAMETERS	DETAILS*
1. Market Standing of the Company :	
A. Constitution of the firm.	
B. Registered office.	
C. locations and addresses of Existing Businesses.	
D. Names of Promotors/ Directors/Partners.	
E. Background and full anticidents of promoters/directors/ Partners.	
F. Network of Promoters/ Directors/Partners.	

SCHEDULE F—*contd.*

PARAMETERS	DETAILS*
G. Current Activity.	
H. Details of existing operations of the Parallel Marketeer and/ or his group of companies.	
I. Audited A/cs. for three years of the promoter firm and group concerns with details of promoters constitution.	
J. Working capital requirement for new business pertaining to Parallel Marketing with resume of proposed scheme.	
K. Implementation record of typical projects already undertaken, in terms of cost, time, nature of projects and technology involved.	
L. business plans and projected cash flows.	
M. Sourcing of funds for existing and proposed Business.	
N. Performance of Parallel Marketeer in his other group companies for last three years with income tax clearance certificate.	
2. Marketing Plans for Liquified Petroleum Gas	
2.1. Infrastructure for Liquified Petroleum Gas sourcing/Handling :	
A. Import Locations Identified.	

SCHEDULE-F—*contd.*

PARAMETERS	DETAILS*
B. Proposed size of import parcels.	
C. Status of approvals (Ports/ Statutory/State Government/ Chief Controller of Explosives/ environment/milestone achieved with squared network/ local authorities).	
D. Status of Progress.	
E. Details of Techonological tie ups, if any.	
F. Business proposals/Projects Feasibility report financial details and financial risk analysis.	
2.2. Commercial arrangements and/ or consortium for Liquified Petroleum Gas (if own facilities are not planned) :	
A. Any tie up arrangement finalised with importer.	
B. The supporting agreements/ documents for such tie up.	
C. The quantum of product to be imported with minimum gurantee.	
D. Details of Storage and Handling of product at the import location/tie up agreement.	
E. Fall back arrangement to meet the shortfall in case the tie up arrangement does not materialise.	

SCHEDULE F—*contd.*

PARAMETERS	DETAILS*
3. Storage and Distribution arrangement for Liquified Petroleum Gas planned :	
A. Details of storage facilities of Depots /Bottling plants with their capacities.	
B. Status of progress on items mentioned above.	
C. Plant and Equipment/ Technological details.	
D. Details of manpower and the arrangement to handle the product.	
E. Details of designs and standards to be followed for construction and operation of these facilities.	
F. Status of approvals for the facilities.	
G. Details of arrangements for procurement of Cylinders/ Valves/Regulators.	
H. Whether the bottling plants are as per safety standards Oil Industry Safety Directorate 144/169.	
4. Arrangements planned to reach the product to consumption Centres, Markets :	
A. Details of distributior network planned/already appointed.	

SCHEDULE F—*contd.*

PARAMETERS	DETAILS*
B. Details of the basis for distributors appointment.	
C. Details of showroom/sales room/office and godown planned/existing along with status of approvals.	
D. Details of Distribution arrangement between the distributors godown and the customers.	
5. Product Familiarity and Training :	
A. Operational knowledge of product (Liquefied Petroleum Gas) and its handling.	
B. The capability and preparedness of meet the safety requirement in Liquefied Petroleum gas	
C. Plans for training the staff and the customers on safe handling of equipment/ product.	
D. Recruitment policy and standards for the staff.	
E. Familiarity with Gas Control Orders, Explosives Rules and other applicable local Acts.	

SCHEDULE F—*contd.*

PARAMETERS	DETAILS*
6. Marketing Discipline and Guidelines proposed to be adopted ;	
A. Code of conduct for distributors and delivery men	
B. System to monitor and control adulteration and unauthorised diversion of products.	
7. Organisation in place/proposed for the parallel marketing of Liquified Petroleum Gas	
A. Details of Organisational Structure.	
B. Level of managerial involvement of the promoter.	
C. Source of financing the Liquified Petroleum Gas parallel marketing including the infrastructure.	
D. Any other relevant details which the parallel marketeer would like to provide.	
8. Financial commitment :—	
A. Total estimated project cost.	
B. Planned (phase-wise) resource mobilisation.	
C. Resources arranged and investment made as of the date.	
D. Proof of A, B and C above.	

*Extra sheets may be used if required.

Date : .....

Signature . . . . . .

M/s. . . . . .

(Parallel Marketeer)

Address . . . . . .

. . . . . .

. . . . . .

Note.—The Principal Order was published in the Gazette of India *vide* number GSR-529 (E), Dated the 3rd August 1993 and subsequently amended *vide* number GSR-6 (E), dated 6th January 1994.

[File No. P-45011 (2) 95-MKT.]

DEVI DAYAL,
Joint Secretary to
Government of India.

By Order and in the name of the Governor of Maharashtra,

C. R. VIPRADAS,
Joint Secretary to Government
Food Civil Supplies and
Consumer Protection Department.

HYDROGENETED VEGETABLE OIL, EDIBLE OIL, PULSES AND OIL SEEDS

THE VEGETABLE OIL PRODUCTS (CONTROL) ORDER, 1947

MINISTRY OF AGRICULTURE AND IRRIGATION

(DEPARTMENT OF FOOD)

(Corrected upto 31-3-1995)

New Delhi, the 9th August 1947

(As Amended upto 31st December 1994)

NOTIFICATION

No. 2-VP (2)-47.—In exercise of the powers conferred by sub-section (*1*) of section 3 of the Essential Supplies (Temporary Powers) Act, 1946 (XXXIV of 1946), and in supersession of the Vegetable Oil Products (Control) Order, 1946, the Central Government is pleased to make the following Order.—

1. (i) This Order may be called the Vegetable Oil Products (Control) Order, 1947.

(ii) It extends to the whole of India.

(iii) It shall come into force at once.

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

(a) " Controller " means the person appointed as the Vegetable Oil Products Controller for India by the Central Government and includes any person authorised by the Controller to exercise all or any of the powers of the Controller under this Order ;

(b) " Dealer " means a person carrying on business in the purchase, sale or distribution of any vegetable oil products ;

(c) " Producer " means a person carrying on the business of manufacturing any vegetable oil product ;

(d) " Recognised Dealer " means a dealer recognised as such by the Controller for the purposes of this order ;

† (e) " Vegetable Oil Product " means any vegetable oil subjected to a process of hydrogenation in any form or an admixture thereof with any other substance for edible purposes. †

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*—*Substituted *vide* G. N. No. 2-VP (2)-SV, dated 22-4-1950.

†—†Substituted *vide* G.S.R.-309 (E), dated 30-5-1975.

3. No producer shall, after such date as the Controller may notify in this behalf, dispose of, or agree to dispose of, or in pursuance of any agreement entered into on or before such date make delivery of, any vegetable oil product except—

(a) to or through a recognised dealer, or

(b) to a person specially authorised in this behalf by the Controller to acquire vegetable oil products on behalf of the Central Government or of a *State* Government and no person other than a recognised dealer shall after the date notified by the Controller, carry on business in the purchase, sale or distribution of any vegetable oil product.

4. † (1) The Controller may, by general or special order prohibit or restrict the manufacture, stock or sale—

(a) of any variety or quality of vegetable oil product or ;

(b) of any vegetable oil product in excess of such quantity as may be specified therein, and no person to whom such order applied shall manufacture, stock or sell any vegetable oil product in contravention thereof. †

(2) Every producer shall furnish Controller with such details regarding—

(a) the quantities and varieties of vegetable oil products manufactured by him ; and

(b) the ingredients used in their manufacture and source from which the ingredients are obtained, as the Controller may require.

‡**4-A.** The Controller may, by general or special order, direct any producer to manufacture or not to manufacture such qualities or varieties of vegetable oil product as may be specified in the Order, and prescribe the minimum quantities of any quality or variety of vegetable oil products which each such producer shall manufacture during such period as may be specified in the said Order :

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*—*Substituted *vide* S. R. O.-952, dated 25th November 1950.

†—†Substituted *vide* G.S.R.-172, dated 25th January 1966.

‡—‡Inserted *vide* G.S.R.-1340, dated 14th September 1971.

Provided that in making an order under this clause, the Controller shall have regard to—

(a) the capacity of the producer to manufacture vegetable oil products ;

(b) the availability of raw oils ;

(c) the need to maintain supplies of vegetable oil products, with reference to the requirements of such products in different parts of the country ; and

(d) any other relevant factor.‡

***4-B.** (1) The Controller may, having regard to the availability of vegetable oil in any region and all other relevant factors, prescribed the maximum or minimum limit of usage of any vegetable oil in the manufacture of vegetable oil product in that region.

Explanation.—For the purposes of this clause " region " means a region specified in the Table appended to this Order.

(2) No producer shall use any vegetable oil in respect of which maximum or minimum limits or usage have been prescribed under the sub-clause (1) at a level higher than the maximum limit,or lower than the minimum limits so prescribed.*

5. (1) Every producer and every †dealer† shall comply with such directions regarding the sale stocks and distribution of vegetable oil products @and the maintenance of records relating to the same as may, from time to time, be given to him by the Controller.

$(2) Every producer and every dealer shall furnish the Controller with such details regarding the quantities and varieties of vegetable oil products produced, stocked or sold by him with the price at which they were sold, during any period as the Controller may require.$

6. (1) The Controller may, from time to time, by notification in the Official Gazette fix, with the prior concurrence of the Central Government the maximum prices at which vegetable oil products may be sold, and the prices so fixed may be different in different localities and for different classes of transactions.

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‡—‡ Inserted *vide* G.S.R.-1340, dated 14th September 1971.
— Inserted *vide* G.S.R.-464 (E), dated 24th November 1972.
†—† Substituted *vide* S. R. O.-887, dated 11th November 1950.
@—@ Substituted *vide* S.R.O.-71, dated 10th January 1953.
$—$ Substituted *vide* G.S.R.-463 (E), dated 31st July 1981.

(2) No person shall buy or sell, or agree to buy or sell any vegetable oil product at a price exceeding the maximum fixed under sub-clause (1).

(3) Where in respect of any vegetable oil product a maximum price has been fixed under sub-clause (*1*), no such vegetable oil product shall be delivered or accepted in pursuance of an agreement entered into before such fixing of maximum price and providing for the payment of a price higher than that maximum unless the agreement is so revised as to substitute for the price originally agree a price not exceeding the maximum fixed under sub-clause (*1*)

7. (1) The Controller may from time to time.—

(a) allot, with prior concurrence of the Central Government, quotas of vegetable oil products for the requiements of any specified *State* area or market ;

(b) issue directions to any producer or dealer to supply vegetable oil products to such *State* areas or markets, in such quantities of such types or varities, at such times, at such prices and in such manners, as may be specified in the direction ; and

(c) require any producer or recognised dealer to keep in reserve stocks of vegetable oil products in such quantities and of such types and varieties as he may direct from time to time.

(2) Every producer and every dealer shall, notwithstanding any pre-existing agreement, give priority to, and comply with, the directions issued to him under sub-clause (*1*).

8. (1) No vegetable oil product shall, after such date as the Controller may notify in this behalf, he offered by any person for transport, whether by land or water or accepted by any railway administration or other carrier for transport except under and in accordance with the conditions of a permit issued by the Controller in that behalf ; provided that the above restriction shall not apply to the transport of any vegetable oil product (a) not exceeding 5 seers by a bonafide traveller as part of his personal luggage, or (b) under and in accordance with military credit notes, or (c) under and in accordance a permit issued by a *State* Authority before the date notified by the Controller, or (d) in accordance with such general permits as may, from time to time, be notified by the Controller.

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*—*Substituted *vide* S. R. O.-952, dated 25th November 1950.

(2) A permit issued in pursuance of sub-clause (1) shall be returned by the consigner to the Controller, if so, required by him, on completion of despatch, or on expiry of the period of its validity whichever is earlier, with the particulars of actual despatches noted on it in such form as may be prescribed by the Controller.

***8-A.** The Controller may enter upon and inspect and search any premises, vehicles or vessels and seize any stocks of vegetable oil products in respect of which †he† has reason to believe that a contravention of any of the provisions of this order has been or is being or is about to be committed.*

9. Any court trying a contravention of this Order may, without prejudice to any other sentence which it may pass, direct that any stock of vegetable oil product in respect of which it is satisfied that this Order has been contravened, together with the receptacles in which the stock is contained, shall be forfeited to the ‡Government‡.

10. Notwithstanding the supersession of the Vegetable Oil Products Control Order, 1946 all notifications, orders and directions issued thereunder shall so far as they are not inconsistent with this Order, be deemed to have been made hereunder and they shall continue in force until rescinded or modified hereunder.

‡11. Any law inforce in any Part-B. State except the State of Jammu and Kashmir, corresponding to this Order by whatever name called, is hereby repealed.

12. All notifications, directions and orders issued under this order which immediately before the 25th November, 1950 were in force in certain parts of India are hereby extended to and shall be in force in the rest of India except the State of Jammu and Kashmir.‡

#13. The Controller may enter and inspect any place where vegetable oil products are manufactured, stored or exposed for sale, and take samples of such article for examination#.

— Inserted vide Notification No. 2-VP (2)-48, dated 9th October 1948.

†—† Substituted vide G.S.R.-1168, dated 2nd July 1963.

‡—‡ Substituted vide S.R.O.-952, dated 25th November 1950.

#—# Inserted vide S.R.O.-2040, dated 22nd December 1951.

*13-A. The Controller may, with a view to securing compliance with this Order, inspect or cause to be inspected any books, accounts or other documents relating to the production, supply and distribution of, or the trade and commerce in, vegetable oil products, including the purchase of raw materials used in the production thereof.

13-B. Every producer and every dealer shall, when so directed by the Controller, produce such books, accounts and other documents and furnish such information relating thereto as may be required by the Controller.*

†**14.** ‡(1)‡ The Controller may, by general or special order,—

(i) Prohibit the stock or sale (other than in loose from) of any vegetable oil product, unless such vegetable oil product is packed in containers of such type, size and description in such net quantity, as may be specified therein ;

(ii) Specify the ratio of the quantity of vegetable oil product to be packed by any producer in any specified size or sizes of tin containers to his total production of vegetable oil product during any calender months.†

‡(2) ‡Every container in which vegetable oil product is packed shall, at the time of sale by the producer or dealer, bear the following particulars in English or Hindi (Devenagari Script)—

(i) the name, trade name, if any, or description of the vegetable oils product ;

(ii) a declaration in the following words "made from Vegetable Oils only" in a type size of not less than ¶12.5 m.m.,¶ £with names of individual oils contained therein in type size of not less than 3 m.m. ;£

(iii) the name and business particulars of the manufacturer ;

(iv) where any vitamin or permissible colouring or flavouring agent has been added in the product, a declaration to the effect that it contains the relevant vitamins, permissible colouring or flavouring agent as the case may be ;

— Inserted *vide* G.S.R.-155, dated 4th February 1967.
†—† Inserted *vide* S.R.O.-486, dated 5th February 1957.
‡—‡ Renumbered *vide* G.S.R.-1168, dated 2nd July 1963.
¶—¶ Substituted *vide* G.S.R.-67, dated 23rd December 1961.
£—£ Insterted *vide* G.S.R.-935 (E), dated 30th December 1983.

Provided that no such declaration shall be made in the vitamin D, unless a minimum *2 I. U. of that vitamin has been added per gram* of the product ;

(v) where any anti-oxidant or synergist or emulsifying agent or any other substances has been added in the product, the name and percentage thereof ;

(vi) the net weight of the contents of the containers ;

(vii) the batch number, month and year of manufacture.

†(viii) Indian Standard Institution Certification mark specified under the Indian Standard Institution (Certification Marks) Act, 1952 (36 of 1952).†

‡(3)‡ Every particulars or declaration required under sub-clause (2) shall be either printed on the label affixed to the container or lithographed thereon and unless otherwise provided in this order shall be in a type size of not less that £3 m.m.£

Provided that in the case of particulars relating to the batch number, month and year of manufacture it shall be sufficient if such particulars are affixed by means of a rubber stamp on the label or embosed or stamped with indelible ink on the top or bottom of the container.

15. Every dealer in vegetable oil products shall display a signboard in a prominent place in the premises where the product is sold, so as to be clearly visible to the purchase indicating in one or more languages commonly spoken in the locality where those premises are situated that vegetable oil product is sold in the premises.

— Substituted *vide* G.S.R.-67, dated 23rd December 1961.
†—† Inserted *vide* G.S.R.-551 (E), dated 4th July1985.
‡—‡ Renumbered *vide* G.S.R.-1168, dated 2nd July 1963.
£—£ Substituted *vide* G.S.R.-67, dated 23rd December 1961.

*THE TABLE

(*See* Clause 4-B)

The region as specified in column (1) shall comprise the territories specified in the corresponding entries in column (2).

(1)	(2)
Northern region	The States of Haryana, Punjab, Rajasthan and Uttar Pradesh and the Union Territory of Delhi.
Southern region	The States of Andhra Pradesh, Kerala, Mysore and Tamil Nadu.
Estern region	The States of Bihar, Orissa and West Bengal.
Western region	The States of Gujarat, Madhya Pradesh and Maharashtra.*

*—*Inserted *vide* Ministry of Agriculture Notification G.S.R. No . 464 (E), dated 24-11-1972 (9-VP (9)-72).

N.B.—Since 1st April, 1955, the above Order continues in force under the Essential Commodities Act, 1955 (10 of 1955).

THE MAHARASHTRA HYDROGENATED VEGETABLE OILS DEALERS' LICENSING ORDER, 1970

FOOD AND CIVIL SUPPLIES DEPARTMENT

No. ECA-9270/(i)F, Bombay-32, 5th September 1970.

(Corrected up to 31st March 1995)

In exercise of the powers conferred by sub-section *(1)*, read with clauses *(c)*, *(d)*, *(e)*, *(g)*, *(h)*, *(i)*, *(ii)* and *(j)* of sub-section *(2)* of section 3 of the Essential Commodities Act, 1955 (10 of 1955, and of all other powers enabling the Government of Maharashtra in this behalf, read with the order of the Government of India, Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), No. GSR. 1111, dated the 24th July 1967, and with the prior concurrence of the Central Government, the Government of Maharashtra hereby makes the following Order, *namely* :—

1. *Short title, extent and commencement.*—(1) This order may be called the Maharashtra Hydrogenated Vegetable Oil Dealers' Licensing Order, 1970.

(2) It extends to the whole of the State of Maharashtra.

(3) It shall come into force of the 16th day of September, 1970.

2. *Definitions.*—In this Order, unless the context otherwise requires,—

(a) " consumer " means a person who acquires any hydrogenated vegetable oil for his consumption and not for transfer by sale, distribution or otherwise ;

* (b) " dealer " means a person who is not a retail dealer and who whether for commission, remuneration or otherwise, carries on the business of purchase, sale or storage for sale, of any hydrogenated vegetable oil or oils in quantities exceeding 150 kilograms at any time with retail dealers ; *

(c) " Form " means a form set forth in the Schedule to this Order ;

(d) " Licensing authority " means an officer appointed by the State Government to exercise the powers and perform the duties of the licensing authority under this order throughout the State or in any specified area ;

*—*Substituted *vide* G. O. No. ECA 1391/5813-CR-1096-XXX, dated 29th December 1993.

(e) " Producer " means a person who is engaged in the business of transformation or production of hydrogenated vegetable oils ;

*(f) " Retail dealer " means a retail dealer as defined in the Maharashtra Scheduled Commodities Retail Dealers' Licensing Order, 1979 ; *

3. *Licensing of dealers.*—(1) On and after the date of the coming into force of this Order, no person shall carry on the business as a dealer, except under and in accordance with the terms and conditions of a licence issued in this behalf by the licensing authority :

Provided that, any person who is doing business as a dealer at the commencement of this Order may obtain the licence within +sixty +days from the date of the coming into force of this Order.

(2) A dealer shall be required to have a separate licence for each place of his business.

†[(3) For the purpose of this clause, any person who stores any hydrogenated vegetable oil or oils in quantity of 150 kilograms or more at any one time shall, unless the contrary is proved, be deemed to store the same for sale.†

#**4.** *Issue of licence.*—(1) Every application for the issue of a licence or renewal thereof shall be made to the licensing authority in Form ' A '.

(2) Every licence issued or renewed under this order shall be in Form ' B ' in the case of a dealer whose purchase, sale or storage for sale, of any hydrogenated vegetable oil or oils exceeds 6 tonnes at any one time, and in Form ' C ' in the case of other dealers.#

5. *Period of licence and fees chargeable.*—

#(1) Every licence granted under this order shall be valid for a period of five years from the date of issue of licence and shall be renewed thereafter for period of five years at a time : #

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*—*Added *vide* G. O. No. ECA-1391/5813/CR-1093/XXX. dated 29th December 1993.
+—+Substituted *vide* G. O. No. ECA-9270/14711-F. dated 6th January 1971.
†—†Inserted *vide* G. O. No. ECA-9270/14711-F. dated 6th January 1971.
#—#Substituted *vide* G. O. No. ECA-1391/5813/CR 1093/XXX. dated 29th December 1993.

Provided that no licence shall be granted for the period beyond 31st December of the fourth year next following the year in which it is granted.#

*(1-A) (a) Every licensee who desires to get his licence renewed shall apply for the renewal thereof before the date of expiry of his licence :

Provided that, where a licensee applies for the renewal of his licence before the 31st January of the following year after the expiry of the validity period, the application shall be accepted by the licensing authority.

(b) No application for the renewal of a licence shall thereafter be entertained by the licensing authority, unless the said authority is satisfied that the application for the renewal could not be made in time for valid and sufficient reasons.

(c) Where it is found that a licensee is carrying on his business without obtaining a renewal of his licence, within the prescribed time limit of one month upto 31st January of the following year after expiry of its validity, subject to clause 11, 25 per cent of his security deposit may be forfeited to Government*

Provided that, after thirty days from the expiry of the prescribed time limit if the dealer still carries on his business, the remaining or the whole amount of the security deposit, as the case may be, forfeited to Government.*

*(2) Where the holder of a licence has made an application for the renewal of his licence within the period prescribed therefor under sub-clause (1-A), then for a period of two months from the date of the expiry of the period of the validity of the licence or until the licence is renewed or its renewal is refused whichever event occurs earlier, the holder of the licence may continue to carry on business as a dealer, if the period of the validity of the licence held by him had been extended upto the expiry of the said period of two months, or as the case may be, upto the date of the renewal or refusal of the licence. *

(3) The holder of a licence may obtain from the licensing authority a duplicate of the licence issued to him, if the original is lost, destroyed or defaced.

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*—*Substituted *vide* G. O. No. ECA-1391-5813-CR 1096-XXX, dated 29th December 1993.

* (4) The fees as specified below shall be chargeable in respect of each licence namely.—

	Rs.
(i) For issue of licence	100
(ii) For renewal of a licence	30
(iii) For issue of a duplicate licence ..	10 *

**6. *Deposit of Security.*—Every dealer applying for a licence shall, before such licence is issued to him, deposit with the Licensing Authority a sum of *Rs. 1,000* in cash, or in the form performance of the licence to be issued to him :

Provided that, if a dealer, who is required to pay a deposit of *Rs. 1,000* under this Order, has already deposited the amount of *Rs. 1,000* or more as security deposit under any other Dealers' Licensing Order issued by the State Government under the Essential Commodities Act, 1955 he may apply to the licensing authority to treat that deposit as security deposit under this Order also. If, on verification, the licensing authority grants the application, the dealer shall not have to deposit any further sum under this Order, but the sum deposited under the other Licensing Order shall be liable to be forfeited to Government as laid down in sub-clause *(1)* of clause 11 of this Order, and whenever such deposited sum falls short, the same shall have to be made up, as laid down in sub-clause *(2)* of the said clause.**

7. *Power to refuse licence.*—The licensing authority, many, after giving the dealer concerned an opportunity of stating his case and for reasons to be recorded in writing, refuse to grant or renew a licence.

8. *Licensees not to sell at prices higher than maximum prices fixed.*—The licensee shall not sell any kind of hydrogenated vegetable oil at a price higher than the maximum price † if any, † fixed therefor from time to time.—

(a) by the Central Government, or by the State Government, under any law for the time being in force, or

(b) by the producer thereof.

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*—*Substituted *vide* G. O. No. ECA 1391/5813-CR 1096-XXX, dated 29th December 1993.

—Substituted *vide* G. O. No. MIS 1387/6378/3086/XXX,dated 31st December 1987.

†—†Words " if any " inserted *vide* G. O. No. ECA-9275/4677-F, dated 16th April 1975.

9. *Contravention of conditions of licence.*—No holder of a licence issued under this Order or his agent or servant or any other person acting on his behalf, shall contravene any of the terms or conditions of the licence and if any such holder or his agent or servant or any other person acting on his behalf contravenes any of the said terms or conditions, then, without prejudice to any other action that may be taken against him, his licence may be cancelled or suspended by an order in writing of the licensing authority ;

Provided that, no order shall be made under this clause unless the licensee has been given a reasonable opportunity of stating his case against the proposed cancellation or suspension.

10. *Cancellation of licence on contravention of an order under Essential Commodities Act, 1955, relating to foodstuffs.*—Notwithstanding anything contained in clause 9, where a licensee has been convicted by a Court of law in respect of contravention of any order made under section 3 of the Essential Commodities Act, 1955 (10 of 1955), relating to foodstuffs, including edible oilseeds and oils, the licensing authority may be order in writing, cancel his licence :

Provided that, were such conviction is set aside in any appeal or revision, the licensing authority may, on application in Form 'A' by the person whose licence has been cancelled, reissue the licence to such person and no fee shall be chargeable in respect of reissue of such a licence.

11. *Forfeiture of security deposit.*—(1) Without prejudice to the provisions of clause 9, if the licensing authority is satisfied that the licensee has contravened any of the conditions of the licence and that a forfeiture of the security deposit is called for, it may after giving the licensee a reasonable opportunity of stating his case against the forfeiture, by order, forfeit the whole or any part of the security deposited by him and communicate a copy of the order to the licensee.

(2) The licensees, shall, if the amount of security at any time falls short of the amount specified in clause 6, forthwith deposit further security to make up that amount on being required by the licensing authority to do so.

(3) Upon due compliance by the licensee with all obligations under the licence, the amount of security or such part thereof, which is not forfeited as afore said, shall be returned to the licensee after the termination of the licence.

*11.A. *Action for withholding from sale or refusal for sale, hydrogenated vegetable oils.*—The licensee shall not withhold from sale or refuse to sell supplies of hydrogenated vegetable oils ordinarily kept for sale. If the licensee or his agent or servant or any other person acting on his behalf contravenes this provision, which is also included in the terms and conditions of his licence, without prejudice to any other action that may be taken against him under section 7 of the Essential Commodites Act, 1955, the licensing authority may take appropriate action against the licensee under the provisions of clauses 9, 10 and 11, which he thinks fit. *

12. *Appeal.*—(1) Any person aggrieved by any order of the licensing authority refusing to issue, reissue or renew a licence or cancelling or suspending a licence or forefiting the security deposited by the licensee under the provisions of this Order may, within 30 days of the date of the receipt by him of such order, appeal to the State Government or † in the Bombay Rationing Area specified in schedule 'A' to the Maharashtra Foodgrains Rationing (Second) Order, 1966 to † an officer authorised by it in this behalf :

Provided that the appellate authority may admit an appeal after the expiry of the said period of 30 days, if the appellant satisfies it that he had sufficient cause for not preferring the appeal within the prescribed period.

(2) No order shall be made under this clause, unless the aggrieved person has been given a reasonable opportunity of stating the case.

(3) Pending the disposal of an appeal, the appellate authority may direct that the order refusing to renew a licence or the order cancelling or suspending a licence shall not take effect until the appeal is disposed of.

13. *Revision.*—(1) The State Government may at any time call for and examine the record of any proceeding of the licensing authority

*—*Inserted *vide* G. O. No. ECA 9276/23790, dated 18th August 1976.
†—†Inserted *vide* G. O. No. ECA 9275/XXIII, dated 30th March, 1976.

or of any other officer exercising powers under this Order, for the purpose of satisfying itself as to the legality or propriety of any order passed in such proceeding or as to the regularity of such proceeding, and if it shall appeal to the State Government that such order or proceeding should be modified, annulled or confirmed, it may pass such order thereon as it may deem fit :

Provided that, no order shall be made under this clause unless the person who is likely to be affected thereby has been given a reasonable opportunity of stating his case.

(2) Pending the disposal of the revision proceedings under this clause, the State Government may direct that the order refusing to renew a licence or cancelling or suspending a licence shall not take effect until an order is passed under sub-clause *(1)*.

14. *Powers of entry, search, seizure, etc.*—The licensing authority or any other officer authorised by the State Government or by the licensing authority in this behalf, may, with such assistance, if any, as he thinks fit.—

(a) require the owner, occupier or any other person in charge of any place, premises, vehicle or vessel or other conveyance in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued thereunder has been, is being or about to be committed, to produce any books of accounts or other documents showing transactions relating to such contravention ;

(b) enter, inspect or break open and search any place or premises, vehicle, vessel or other conveyance in which he has reason to believe that any contravention of the provisions of this Order or of the conditions of any licence issued there under, has been, is being, or is about to be committed ;

(c) seize any books of accounts and documents which in the opinion of the licensing authority or, as the case may be, the authorised officer would be useful for, or relevant to, any proceedings under this Order and return such books of accounts and documents within three months from the date of such seizure to the persons from whom they were seized, after taking or causing to be taken extracts form or copies thereof as certified by that person in Form D :

Provided that, the licensing authority or the authorised officer may with the previous approval, in the Bombay Rationing Area as specified in Schedule 'A' to the Maharashtra Foodgrains Rationing (Second) Order, 1966, of the Controller of Rationing, and elsewhere of the Collector, and under intimation to the person concerned, retain such books of accounts and documents for such further period not exceeding six months in the aggregate as he deems fit ;

(d) search, seize and remove any stocks of hydrogenated vegetable oils, together with any containers or receptacles thereof, and the animals, vehicles, vessels or other conveyances used in any carrying such oils, in respect of which he has reason to believe that a contravention of the provisions of this Order or of the conditions of the licence issued thereunder has been, is being, or is about to be committed ;

(e) direct, by an order in writing, the owner of hydrogenated vegetable oil in respect of which contravention of the provisions of this Order or of the conditions of the licence issued thereunder has been, is being, or is about to be committed, or the owner, occupier or any other person in charge of any place or premises in which any such hydrogenated vegetable oil is stocked, not to sell, remove or otherwise dispose of such oil without further directions from the licensing authority or the officer making such order :

Provided that, in exercising the powers of entry and search under this sub-clause due regard shall be paid by the licensing authority or other officers concerned to the social and religious customs of the occupants of the place, premises, vehicle or vessel or other conveyance, as the case may be.

15. *Exemption.*—*(1)* Nothing contained in this Order shall apply to the Food Corporation of India established under the Food Corporation Act, 1964 (37 of 1964).

*(2) The State Government may, subject to such conditions as may be specified in this behalf, if it is necessary so to do in the public interest, by general or special Order exempt any dealer or class of dealers, in any area or throughout the State, from the operation of all or any of the provisions of this Order, and may, at any time suspend or cancel such exemption. *

*—*Clause 15 renumbered as sub-clause *(1)* of that clause and sub-clause *(2)* added *vide* G. O. No. ECA 9273/24233-F, dated 23rd November 1973.

SCHEDULE

FORM 'A'

[*See* Clause 4(1)]

THE MAHARASHTRA HYDROGENATED VEGETABLE OILS DEALERS LICENSING ORDER, 1970

Application for grant/renewal/re-issue of a licence

1. Applicant's name. . . . . .
2. Applicant's profession. . . . .
3. Applicant's residence. . . . .
4. Situation of applicant's place of business with particulars as to the number of the house, mohalla, town or village, police station and district.
5. How long has the applicant been trading in hydrogenated vegetable oils ?
6. Quantity of *—* hydrogenated vegetable oils handled annually during the last three years.
7. Quantity of hydrogenated vegetable oils likely to be handled during the current year.
8. Income-tax paid in the two years preceding the year of application (to be indicated separately).

   (i) . . . . . .

   (ii) . . . . . .

9. (a) Quantity of hydrogenated vegetable oils in the possession of the applicant on the date of the application †—†

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*—*Words 'each variety of' deleted *vide* G. O. No. ECA-9270/14711-F, dated 6th January 1971.

†—† *Deleted vide* G. O. No. ECA-9270-14711-F, dated 6th January 1971.

(b) Complete address of the places where hydrogenated vegetable oils are proposed to be stored.

10. Whether the licence is required in Form 'B' or in Form 'C'.

I declare that the quantities of hydrogenated vegetable oils specified above are in my possession this day and are held at the places noted against them.

I have carefully read the conditions of the licence given in Form B/C appended to the Maharashtra Hydrogenated Vegetable Oils Dealers' Licensing Order, 1970 and agree to abide by them.

†(a) I have not previously applied for such licence in this district for hydrogenated vegetable oils.

†(b) I applied for such licence in this district for hydrogenated vegetable oils and was/was not granted a licence on . . . . . .

†(c) I hereby apply for the reneual of licence number . . . . . .
. . . . . dated . . . . . .
issued to me on . . . . . .
for a period of five years.

†(d) I hereby apply for re-issue of my licence number . . . . . .
. . . . . dated . . . . . issued
to me on . . . . . .

Place :

Date : Signature of the applicant.

*—*Substituted *vide* G. O. No. ECA 9270/14711 F. dated 6th January 1971.
†—†Strike off the clauses not applicable.

FORM 'B'

[*See* Clause 4 (2)]

THE MAHARASHTRA HYDROGENATED VEGETABLE OILS DEALERS' LICENSING ORDER, 1970.

Licence for a dealer whose purchase, sale or storage for sale of hydrogenated vegetable oils exceeds 6 tonnes at any one time

Licence No. . . . . .

1. Subject to the provisions of the Maharashtra Hydrogenated Vegetable Oils Dealers' Licensing Order, 1970, and to the terms and conditions of this licence . . . . . is/are hereby authorised to purchase, sell or store for sale, * the hydrogenated vegetable oils, in any quantity, even exceeding 6 tonnes.*

2. (a) The licensee shall carry on the aforesaid business at the following place :—

. . . . . .

. . . . . .

(b) Hydrogenated vegetable oils in which the aforesaid business is to be carried on shall not be stored at any place other than any of the godowns mentioned below.—

Note.—If the licensee stores his hydrogenated vegetable oils at any place other than those specified above, he shall give information thereof to the licensing authority within 48 hours from such storage and shall along with such information produce the licence for making necessary entries therein by the licensing authority.

3. (i) The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, maintain a register of daily accounts relating to transactions in each of the varieties of hydrogenated vegetable oils showing correctly :—

(a) the opening stocks on each day ;

(b) the quantities received on each day, showing the place from where and the source from which received ;

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*—*Substituted *vide* G. O. No. ECA-9270/14711-F. dated 6th January 1971.

* (c) the quantities sold during each day ;

(c-a) the quantities removed otherwise than by way of sale on each day, showing the places of destination ; and *

(d) the closing stocks on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause, the burden of proving which shall be upon him.

(iii) A licensee who is a producer himself shall separately show the stocks of his own produce in the daily accounts, if such stocks are stored in his business premises.

4. The licensee shall, except when specially exempted by the State Government or by an officer authorised by the State Government in this behalf, submit to the licensing authority concerned †a true return in Form E-1 of the stocks, receipts, sale† and deliveries of each variety of hydrogenated vegetable oils every fortnight (1st to 15th and 16th to the end of the month) so as to reach him within five days after the close of the fortnight.

5. The licensee shall not contravene any of the provisions of the Maharashtra Hydrogenated Vegetable Oils Dealers' Licensing Order, 1970.

6. The licensee shall not contravene any of the provisions of any law relating to foodstuffs for the time being in force.

7. The licensee shall not :—

(i) Unless permissible under the provisions of the Forward Contracts (Regulation) Act, 1952 (LXXIV of 1952), enter into any transaction involving purchase, sale or storage for sale of hydrogenated vegetable oils in a speculative manner prejudicial to the maintenance and easy availability of supplies of the aforesaid oils in the market ;

(ii) Withhold from sale, supplies of hydrogenated vegetable oils ordinarily kept for sale ; or

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*—*Paras (c) and (c-a) substituted for para (c) *vide* G. O. No. ECA-9270/14711, dated 6th January 1971.

†—†Substituted *vide* G. O. No. 9270/14711, dated 6th January 1971.

(iii) Sell or offer to sell any kind of hydrogenated vegetable oil at a price *higher than the maximum price, if any, fixed * for sale of that kind of hydrogenated vegetable oil by the Central Government, or by the State Government, in pursuance of the powers conferred by any law for the time being in force, or by the producer thereof.

8. The licensee shall exhibit at the entrace or some other prominent place of his busiess premises, the price list of †—† hydrogenated vegetable oils held by him for sale, along with the opening balance of his stocks of hydrogenated vegetable oils. Such price list shall be legibly written in the principal language of the locality concerned.

9. The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, the name, address and the licence number, if any, of the customer, and date of transaction, the quantity sold, the price per quintal or per kilogram or per tin, as the case may be, and the total amount charged and shall keep a duplicate of the same to be available for inspection on demand by the licensing authority or any officer authorised by it or by the State Government in this behalf.

10. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by it or by the State Government for the inspection of his stocks and accounts at any shop, godown or other place used by him for storage, sale or purchase of hydrogenated vegetable oils and for the taking of samples thereof for examination.

11. The licensee shall comply with such other directions that may be given to him by the State Government or by the licensing authority in regard to purchase, sale, storage for sale and disposal of hydrogenated vegetable oils purchased, and stored by him and in regard to the language in which the register, returns, price board receipts or invoices mentioned in paragraphs 3, 4, 8, or 9 shall be written and the authentication and maintenance of the register mentioned in paragraph 3.

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*—*Substituted *vide* G. O. No. ECA-9275/4677-F, dated 16th April 1975.

†—†Words "all varieties of" deleted *vide* G. O. No. ECA-9270/14711-F, dated 6th January 1971.

12. This licence shall be valid upto . . . . . .

Note.—This licence shall be attached to any application for renewal.

Place :

Date : (Licensing Authority)

FORM 'C'

[*See* Clause 4 (2)]

THE MAHARASHTRA HYDROGENATED VEGETABLE OILS DEALERS' LICENSING ORDER, 1970

**Licence for a dealer whose purchase, sale or storage for sale of hydrogenated vegetable oils does not exceed 6 tonnes at any one time **

Licence No. . . . . .

1. Subject to the provisions of the Maharashtra Hydrogenated Vigetable Oils Dealers' Licensing Order, 1970, and to the terms and conditions of this licence . . . . . is/are hereby authorised to purchase, sell or store for sale *the hydrogenated vegetable oils, in any quantity, but not exceeding 6 tonnes at any one time .*

2. (a) The licensee shall carry on the aforesaid business at the following place :—

. . . . . .

. . . . . .

(b) Hydrogenated vegetable oils in which the aforesaid business is to be carried on shall not be stored at any place other than any of the godowns mentioned below :—

. . . . . .

. . . . . .

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*—*Substituted vide G. O. No. ECA 9270/14711-F, dated 6th January 1971.

Note.—If the licensee stores his hydrogenated vegetable oils at any place other than those specified above, he shall give information thereof to the licensing authority within 48 hours of such storage and shall along with such information produce the licence for makig necessary entries therein by the licensing authority.

3. (i) The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, maintain a register of daily accounts relating to transactions in each of the varieties of the hydrogenated vegetable oils showing correctly :—

(a) the opening stocks on each day ;

(b) the quantities received on each day, showing the place from where and the source from which received ;

* (c) the quantities sold during each day ;

(c-a) the quantities removed otherwise than by way of sale on each day, showing the places of destination ; and *

(d) the closing stocks on each day.

(ii) The licensee shall complete his accounts for each day on the day to which they relate, unless prevented by reasonable cause, the burden of proving which shall be upon him.

***4.** The licensee shall except when specifically exempted by the State Government or by an officer authorised by the State Government in this behalf, submit to the licensing authority concerned a true return in form 'F' of the stocks, receipts, sales and deliveries of hydrogenated vegetable oils every month so as to reach him within five days after the close of the month .*

5. The licensee shall not contravene any of the provisions of the Maharashtra Hydrogenated Vegetable Oils Dealers' Licensing Order, 1970.

6. The licensee shall not contravene any of the provisions of any law relating to foodstuffs for the time being in force.

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*—*Substituted *vide* G. O. No. ECA 9270/14711-F. dated 6th January 1971.

7. The licensee shall not.—

(i) unless permissible under the provisions of the Forward Contracts (Regulation) Act, 1952 (LXXIV of 1952), enter into any transaction involving purchase, sale or storage for sale hydrogenated vegetable oils in a speculative manner prejudicial to the maintenance and easy availability of supplies of the aforesaid oil in the market ;

(ii) withheld from sale, supplies of hydrogenated vegetable oils ordinarily kept for sale ; or

(iii) sell or *higher than the maximum price* offer to sell any kind of hydrogenated vegetable oil at a price *if any, fixed* for sale of that kind of hydrogenated vegetable oil by the Central Government or by the State Government in persuance of the powers conferred by any law for the time being in force, or by the producer thereof.

8. The licensee shall exhibit at the entrance or some other prominent place of his business premises, the price list of †—† hydrogenated vegetable oils held by him for sale, along with the opening balance of his stocks of hydrogenated vegetable oils. Such price list shall be legibly written in the principal language of the locality concerned.

9. The licensee shall, except when specially exempted by the State Government or by the licensing authority in this behalf, issue to every customer a correct receipt or invoice, as the case may be, giving his own name, address and licence number, the name, address and the licence number, if any of the customer, the date of transaction, the quantity sold, the price per quintal or per kilogram or per tin, as the case may be, and the total amout charged and shall keep a duplicate of the same to be available for inspection on demand by the licensing authority or any officer authorised by it or by the State Government in this behalf.

10. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorised by it or by the State Government for inspection of his stocks and accounts at any shop, godown or other place used by him for the storage, sale or purchase of hydrogenated vegetable oil and for the taking of samples thereof for examination.

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*—*Substituted *vide* G. O. No. ECA-9275/4677-F, dated 6th April 1975.

†—†Words 'all varieties of' deleted *vide* G. O. No. ECA 9270/14711-F, dated 6th Jauary 1971.

11. The licensee shall comply with such other directions that may be given to him by the State Government or by the licensing authority in regard to purchase, sale and storage for sale and disposal of hydrogenated vegetable oils purchased and stored by him and in regard to the language in which the registers, returns, price boards, receipts or ivoices mentioned in paragraphs 3, 4, 8 or 9 shall be written and the authentication and maintenance of the register mentioned in paragraph 3.

12. This licence shall be valid up to . . . . . .

Note.—This licence shall be attached to every application for reneual.

Place :

Date : (Licensing Authority)

FORM 'D'

[*See* Clause 14 (C)]

I hereby certify that this extract from . . . . . .

. . . . . or this copy of . . . . . is the true extract from or copy of the original . . . . . seized from me on . . . . . and returned to me on . . . . . .

Date : (Signature of the person concerned)

FORM 'E

FORM 'E-1'

(*See* condition 4 of Form 'B')

†For use by a dealer holding licence in Form 'B'

Return of stocks, receipts, sales and deliveries of hydrogenated vegetable oils for the fortnight ending . . . . . 19 . †

Name . . . . . .

No. of Licence . . . . . .

Address . . . . . .

	Quantity in tonnes		Quantity in tonnes
		In Sales	
I. Opening Balance			
(A) At the factories		(A) Directly (before lifting) from factories.	
(B) At places of other sources of purchases.		(B) Directly (before lifting) from other sources of purchases.	
(C) At godowns or other places of storage.		(C) From ready stock in the godowns.	
(D) In transit.			
Total . .		Total . .	

*—*Form 'E' deleted *vide* G. O. No. ECA-9270-14711-F, dated 6t January 1971.
†—†Substituted *vide* G. O. No. ECA-9270/14711-F, dated 6th January 1971.

	Quantity in tonnes		Quantity in tonnes
II. Purchases from factories		*II. Closing balance*	
		(A) At the factory (Yet to be lifted by the Licensee)	
Name		Name	
(i)		(i)	
(ii)		(ii)	
(iii)		(iii)	
(iv)		(iv)	
and so on. Total . .		and so on. Total . .	
III. Purchases from other sources.		(B) At places of other sources of purchases (Yet to be lifted by the licensee).	
Name		Name	
(i)		(i)	
(ii)		(ii)	
(iii)		(iii)	
(iv)		(iv)	
and so on. Total . .		and so on. Total . .	
		(C) At godowns or other places of storage.	

Quantity in tonnes
(Ready stocks)

Name of the place

(i)

(ii)

(iii)

and so on. Total . .

III. Stocks in transit
place of despatch.

Destination

(i)

(ii)

(iii)

and so on. Total . .

Grand Total . . . . (I) to (III)

Grand Total . . . . (II) to (III)

Note.—(1) These will include acceptance of offers made by the licensee in auction sales, tenders and quotations or any other type of purchases in which cost of hydrogenated vegetable oil is paid in part or full.

(2) If any stock transferred from one godown/place, to another godown/place, remains in transit at the end of the fortnight, such stock should also appear under item (III) on the right hand side of the above statement.

(3) Whether any of the stocks are pledged, if so, with whom and for what quantity to be detailed below.—

With whom pledged.

	Name	Quantity in tonnes.
(i)		
(ii)		
(iii)		
(iv)		
and so on. Total ..		.....

Place :

Date : Signature of the licensee

To,

The Licensing Authority
..... District.

FORM 'F'

(*See* condition 4 of Form 'C')

For use by a dealer holding licence in Form 'C'

Return of †stocks, receipts, sales and deliveries † of hydrogenated vegetable oils for the @month@ ending on .... 199 .

*—*Substituted *vide* G. O. No. ECA 9270/14711-F, dated 6th January 1971.
†—†Substituted *vide* G. O. No. ECA 9270/14711-F, dated 6th January 1971.
@—@Substituted *vide* G. O. No. ECA 9270/14711-F, dated 6th January 1971.

Name :

Number of Licence :

Address :

Particulars of godown where stocks are held.—

(1) Stock at the beginning of the * month.

(2) Quantity purchased during the * month.

(3) Quantity sold during the * month.

** (3A) Quantity removed otherwise than by way of sale during the month .**

(4) Stock at the end of the * month.

Place :

Date : Signature of the licensee.

To,

The Licensing Authority

. . . . . District.

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

N. JAYARAMAN,
Deputy Secretary to Government.

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*—*Substituted *vide* G. O. No. ECA-9270-14711-F, dated 6th january 1971.
—Inserted *vide* G. O. No. ECA 9270/14711-F, dated 6th January 1971.

THE VEGETABLE OIL PRODUCTS (STANDARDS OF QUALITY) ORDER, 1975

GOVERNMENT OF INDIA

Ministry of Agriculture and Irrigation

(DEPARTMENT OF FOOD)

New Delhi, the 30th May, 1975.

(Corrected up to 31st March 1995))

NOTIFICATION

G. S. R. 310 (E).—In exercise of the powers conferred by sub-clause *(1)* of clause 4 of the Vegetable Oil Products Control Order, 1947, and in supersession of the Vegetable Oil Products (Standards of Quality) Order, 1972, the Vegetable Oil Products Controller for India hereby makes the following Order, *namely* :—

1. (1) This Order may be called the Vegetable Oil Products (Standards of Quality) Order, 1975.

(2) It shall come into force at once.

2. No person shall manufacture, stock for sale, sell or offer for sale, any vegetable oil product, unless it conforms to the standards of quality and other requirements for vanaspati or bakery shortening or margarine specified respectively in the First Schedule, Second Schedule or the Third Schedule to this order :

Provided that where, for any special reason, any person finds it necessary to manufacture, stock or sell any variety of vegetable oil product not conforming to any or all of the requirement specified in the relevant Schedules such manufacture may be undertaken or such stock may be kept or such sale may be made by him after obtaining prior permission therefor from the Vegetable Oil Products Controller for India, and the product shall be manufactured, stocked or sold by him in accordance with the instructions of the said Controller :

Provided further that in the case of bakery shortening such prior permission shall be obtained whenever the melting point of the product proposed to be manufactured is higher than 37° c.

THE FIRST SCHEDULE

(*See* clause 2)

Vanaspati

1. *Definition.*—" Vanaspati " means hydrogenated vegetable oil meant for human consumption.

2. *Requirement.*—Vanaspati shall conform to the following requirements namely :—

*(1) (a) It shall be prepared by hydrogenation of one or more of the following vegetable oils, namely :—

(i) Cottonseed oil.
(ii) Solvent extracted Groundnut Oil.
(iii) Mahua Oil.
(iv) Maize (corn) Oil.
(v) Nigerseed Oil.
(vi) Palm Oil.
(vii) Rapeseed Oil.
(viii) Rice-bran Oil.
(ix) Soyabean Oil.
(x) Sunflower Oil.
(xi) Watermelonseed Oil.
(xii) Palmolein
(xiii) Salseed Oil not exceeding 10 per cent.
(xiv) Solvent Extracted Rapeseed Oil/Mustard Oil.
(xv) Sunflower (Kardiseed Oil).
(xvi) Solvent Extracted Sesame Oil. *
** (xvii) All or any of the Expeller Groundnut Oil, Expeller Mustard Oil, or Expeller Sesame Oil upto 20 per cent. **

Explanation.—In this Order, ' rapeseed oil ' shall mean only imported rapeseed oil.

†—†(b) The said oils shall be neutralised with alkali and bleached with bleaching earth or activated carbon or both, prior to, and after, the process of hydrogenation and shall thereafter be deodorised with steam.

*—*Substituted *vide* G. S. R. 1068 (E), dated 12th November 1988.
—Substituted *vide* G. S. R. 18 (E), dated 10th January 1989.
†—†Sub-clause *(b)* omitted and Sub-clause *(c)* renumbered as *(b)* *vide* G. S. 325(E), dated 4th May 1976.