

# **THE MIZORAM STATE AGRICULTURAL PRODUCE MARKETING (DEVELOPMENT AND REGULATION) RULES, 2010**

In exercise of the powers conferred by section 109 of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008 (No 11 of 2008), the state government make the following rules, namely:-

Short title,  
Extent and  
Commencement

1. 1) These Rules shall be called the Mizoram State Agricultural Produce Marketing (Development and Regulation) Rules, 2010.
- 2) It shall have the like extent as the Principal Act.
- 3) It shall come into force from the date of its publication in the Mizoram Gazette and different dates may also be given for different areas.

Definitions:

2. Unless the context otherwise requires:-
  - (a) “Act” means the Mizoram State Agricultural Produce Marketing (Marketing and Regulation) Act, 2008.
  - (b) “Board” means the State Agricultural Marketing Board established under section 60 of the Act.
  - (c) “Committee” means Market Committee constituted under section 10 of the Act.
  - (d) “Chairman” means Chairman of the State Agricultural Marketing Board or the Marketing Committee as the case may be.
  - (e) “Managing Director” means Managing Director of the State Agricultural Marketing Board.
  - (f) “State Government” means the Government of Mizoram.
  - (g) “Secretary” means Secretary of the Marketing Committee.
  - (h) Words used in the Rules but not defined in the Act shall have the meanings respectively assigned to them in the Act.

### 3. Constitution of the Board

Nomination of non-official members of the Board-Nomination of the members of Board shall be made by the State Government in consultation with the Director of Trade and Commerce Department.

Constitution  
of the Board

4. Powers and Functions of Chairman of the Board.
  - 1) The Chairman of the Board shall preside over the meetings of the Board and in his absence, the member present shall elect one from amongst themselves to preside over the meeting.
  - 2) The minutes of the meeting shall be approved by the Chairman.
  - 3) The Chairman of the Board shall be responsible for the efficient administration of the Board and to carry out the provisions of the Act and the provisions of these rules and to exercise general control over the employees of the Board and those of the Committees.
  - 4) The Chairman shall be authority for approving the Budget of the Committee.
  - 5) The Chairman shall be responsible for the preparation of the annual budget of the Board.

- 6) He shall be competent authority to accord sanction to an expenditure exceeding five lakhs rupees but not exceeding ten lakhs rupees on any one item provision for which has been made in the Budget. For any expenditure in an excess of ten lakhs rupees on any one item approval of the Board shall be obtained.

5.  
Power and  
Functions of  
Managing  
Director.

Powers and Functions of Managing Director.

- 1) The Managing Director shall exercise general control over the office of the Board, its employees and those of the Committee.
- 2) The Managing Director of the Board approve the tours of the employees of the Board and shall pass their travelling allowance bills.
- 3) The Managing Director shall be the competent authority to accord sanction to an expenditure not exceeding rupees five lakhs on any one item for which provision has been made in the Budget.
- 4) The Management Director shall convene the meeting of the Board with the approval of the Chairman. He shall also prepare the annual Budget to the Board and submit it to the Chairman for his approval for placing it in the meeting of the Board.

6.  
Expenditure and  
Investment if  
Market Develop-  
ment Fund

Expenditure and Investment of Market Development Fund.

- 1) No expenditure shall be incurred by the Board unless there is a provision in the Budget to meet the same.
- 2) The Market Development Fund shall be invested in the manner or kept in the nationalized Bank within Mizoram approved by the Board.
- 3) The Managing Director may operate Market Development Fund to the extent of rupees one lakh at one time and for sum exceeding rupees one lakh approval of the Chairman is required .The fund shall be jointly operated by the Chairman and the Managing Director of the Board.
- 4) The maximum imprest money to kept by the Managing Director may be rupees ten thousand at any time.
- 5) The Board shall maintain account of all receipt and expenditure and for this purpose and the double entry system of accounting shall be adopted.

7.

Publication of notification under sections 3, 4, 5 and 6.

Publication of  
notifications

Copies of notification under sections 3, 4, 5 and 6 shall be published by the Managing Director of the Board under the orders of the Chairman, in one or more of the modes specified below:

- 1) by publication in the Mizo language and in such other language as may deem necessary and in such newspapers as in the opinion of the Board will give due publicity among the persons likely to be affected thereby;
- 2) by fixing a copy of the notification in the Mizo language and other language as may be which may be considered necessary by the Board in the office of Market Committee, Agricultural Officer, Block Development Officers, Sub-Divisional Officer and the Trade and Commerce Department;
- 3) by announcement in the radio or television;
- 4) the expenses of such publication shall be met by the Board.

Market

8. 1) The state government shall establish a market committee for every

Committee

area declared to be a market under the Act. It shall be the duty of the committee to enforce the provisions of the Act and the rules and bye-laws framed there under in such market area.

2) No agriculturist shall be eligible to become a member of the Market Committee unless he is a resident of the notified area of the market for more than 5(five) years and he is engaged in production of agricultural produce by himself or by his tenants or hired labour at least for the same number of years.

3) It shall not include a dealer or broker in agricultural produce although such a dealer or broker may also be engaged in the production or growth of agricultural produce.

4) No trader shall be eligible to become a member of the market committee unless he is a person ordinarily engaged in the business of buying and selling of agricultural produce as a principal or a duly authorized agent of one or more principals and includes a person ordinarily engaged in the business of processing of agricultural produce. He must also be a resident of the area for not less than 5(five) years.

9.  
Election  
Authority

Election authority

1) For the purpose of conducting election for re-constitution of a Market Committee, there shall be an Election Authority consisting of the following, namely:-

(i) The Deputy Commissioner of the District in whose jurisdiction the major portion of a notified market area is situated- as Chairman.

(ii) The District Agricultural Officer or Sub Divisional Agricultural officer as the case may be, within whose jurisdiction the major portion of the notified market area is situated- as Member.

(iii) The District Level Head of Trade and Commerce Department within whose jurisdiction the major portion of the notified market area is situated- as Member-Secretary.

2) The Election Authority shall have all the powers for preparing, supervising and conducting the election of Market Committees. The power of over all superintendence is also vested with the Election Authority.

3) The Board shall issue notification constituting the Election Authority for the purpose of election of a particular Market Committee and shall publish the same in 2(two) Mizo news papers circulated in that area. The notification constituting the Election Authority shall be issued by the Managing Director within 3(three) months before the date of expiry of the tenure of a Market Committee reckoning the date on which the first meeting of the outgoing Committee was held.

4) Within 15(fifteen) days from the date of publication of the notification constituting the Election Authority, the Election Authority shall form the constituencies as follows and publish the same in 2(two) Mizo news papers circulated in the area:-

(i) For the purpose of electing 6(six) Agriculturists under section 14(1)(a) of the Act, 6 numbers of Agriculturists constituencies, dividing the entire notified market area into six portions equally, so far as practicable, shall be constituted. Each of the

constituencies shall be single member constituency for electing representatives of Agriculturists.

- (ii) For the purpose of electing 2(two) Traders under section 14(1)(b) of the Act, 2 numbers of Traders' constituencies, dividing the entire notified market area into two portions equally, so far as practicable, shall be constituted. Each of the constituencies shall be a single member constituency for electing representatives of traders.
  - (iii) For the purpose of electing a member of the concerned Local Authority within whose jurisdiction the market yard is situated from amongst its members under section 14(1)(f) of the Act, the concerned Local Authority, shall form one constituency for electing one representative from amongst such members.
- 5) The Election Authority will deploy the necessary staff at their disposal for this purpose.
- 6) Any communication with the Election Authority shall be made at the official address of the Member-Secretary. Any communication on behalf of the Election Authority shall be made by the Member-Secretary.
- 7) After formation of constituencies and on its publication, the Election Authority shall undertake the task of preparation of constituency-wise voters' lists under three categories in the following manner:-
- (i) For 6 numbers of Agriculturists' constituencies, 6 numbers of separate voters' list constituency-wise shall be prepared. Each of the list will contain the names of Agriculturists of the concerned Local Authority falling within the constituency as formed and published.
  - (ii) For 2 numbers of Traders' constituencies, 2 numbers of separate voters' lists shall be prepared separately for each constituency as formed and published. Each of the list shall contain the names of traders holding valid licence of the concerned Market Committee for whose election the list has been taken up for preparation. The trader should be in possession of a valid licence, the validity of which should not have expired already on any date before the election of the Market Committee to make him eligible to be a voter in a traders' constituency. Such a list of traders shall be submitted by the Secretary of the concerned Market Committee with full address of each (so that the list can be divided constituency-wise by the Election Authority) to the Election Authority under his signature on being requested by the Election Authority for submission of the same within a specified period.
  - (iii) For the purpose of electing a member of the concerned Local Authority, within whose jurisdiction the market yard is situated from amongst them, the voter list for this constituency shall consist of the names of all members of the concerned Local Authority.
- 8) (i) (a) The candidate for an Agriculturists' constituency should be an agriculturist engaged in farming activities within the market area, for the memberships of which he intends to contest. A certificate to that effect shall have to be obtained from the concerned Agricultural Extension Officer which should be countersigned by the concerned Sub-Divisional Agriculture Officer.
- (b) The candidate should be a voter of the concerned Village Council where he is engaged in farming activities.

- (ii) The candidate for a Traders' constituency should hold the valid licence as such from the concerned Market Committee for the membership of which he intends to contest.
  - (iii) A candidate for constituency consisting of the area of a Local Authority shall be a member of the Local Authority.
- 9) Without prejudice to the preceding sub-rule, a candidate for any constituency should also conform to the following:-
- (i) He should be an Indian Citizen above the age 21 (twenty one) years on the day of submitting the application for election.
  - (ii) He should ordinarily reside within the notified Market Area for whose membership he intend to contest at least for five years.
  - (iii) He should not be of unsound mind.
  - (iv) He has not been declared as insolvent or sentenced by a criminal court whether within or outside the State of Mizoram for an offence involving moral turpitude during a period of preceding four years from the last day of submitting the application for election.
  - (v) Has not been removed earlier under relevant provisions of the Act.
- 10) (i) A voter for any Agriculturists' constituency shall be a member of that Village falling within the area of the Agriculturists' constituency.
- (ii) The voter of the Traders' Constituency shall possess the same qualification as that of a candidate for the election to the Market Committee from the traders' constituency.
- (iii) In case of Agriculturist, the description of land in his occupation and cultivation, the description of Agricultural Produce cultivated by him and all the details like serial no., polling station and the Village Council constituency in which his name figures as a voter shall be mentioned. In case of a Trader, the full detail of his licence and the description of Agricultural Produce with trading of which he is associated shall be mentioned. In case of a member of the Local Authority the name and a brief description regarding the places comprised in his constituency shall be given.
- (iv) The copy of document in respect of age for all, the copy of a document in respect of voter of a Village Council and certificate as an Agriculturist in case of an Agriculturist candidate, the copy of a valid licence in case of a Trader candidate, the copy of certificate relating to membership of a Village Council in case of a member candidate of such body shall invariably be enclosed with the application.
- (v) Any other matter which may be decided by the Election Authority or copy(s) of any other document that may be required by the Election Authority.
- 12) The time, date(s), place and the official respondent for receiving applications for election to the Market Committee from different categories of candidates constituency-wise shall be worked out and finalized by the Election Authority. However, the last date for receiving application for election shall not exceed 15(fifteen) days from the date of issuance of the notification under the preceding sub-rule.

Provided that the time gap between the first day fixed for receiving the application and the last date fixed for the purpose shall not exceed 10(ten) days.

- 13) The Election Authority shall fix a date for scrutiny of the application received from the intending candidates for election to the Market Committee and shall scrutinize the applications in conformity with this rules so far as eligibility of a candidate and single membership of a constituency are concerned. The scrutiny shall be done in presence of the candidate only. If the candidate is found to be absent on the day of scrutiny, his application shall be treated as rejected. The Election Authority will invariably mention the date, time, place of the scrutiny and the requirement of the presence of the candidate himself at the time of the scrutiny, in the notification mentioned in sub-rule 11;

Provided that the time-gap between the last day fixed for the purpose of receiving application and the day fixed for the scrutiny of the same shall not exceed 3(three) days.

- 14) After the scrutiny, the Election Authority shall prepare the list of candidates category-wise and constituency-wise. If there is no more than 1(one) candidate for any constituency, the Election Authority shall declare that candidate as elected against that constituency from the concerned category. If there is more than 1(one) candidate for any constituency, the Election Authority will fix up a date and time for holding election for the same. The Election may be held category-wise and different dates and time may be fixed for different categories but within the same time for different constituencies.

- 15) For the purpose of election, the Election Authority shall fix up the date(s) and time for the election category-wise and constituency-wise, finalise the design, size, the detail contents and colour of the Voting Paper to be used category-wise and constituency-wise and prepare the same.

**Explanation:** Voting Paper shall mean a piece of paper through which a voter will cast his vote or express his consent in favour of a candidate.

- 16) Secrecy in respect of voting is to be maintained and for that purpose a separate corner in a room in the Voting Station and a box for putting the Voting Papers are to be kept prepared by the Election Authority.

**Explanation:** Voting Station shall mean the place where the election will take place.

- 17) The manner in which secrecy in respect to voting to be maintained and the manner in which a voter will express his consent for a candidate shall be decided by the Election Authority.

- 18) The Election Authority shall prepare and finalise category-wise and constituency-wise Voting Station;

Provided that there shall be only one Voting Station for entire constituency for any category.

- 19) The Election Authority shall deploy necessary personnel for conduct of the poll in a Voting Station and shall provide Voting Papers, Boxes for keeping Voting Papers Voters' list, list of candidates and any other material that may be required for conducting election in that constituency.

- 20) The date, time and the Voting Station fixed for the purpose of election under sub-rule 14, along with the list of candidates category-wise and constituency-wise, are to be published by the Chairman of the Election Authority in the form of a notification in 2(two) Mizo Language newspapers circulated in the areas; Provided that the date(s) are to be fixed in such a manner that the period between the date of scrutiny and

the last date fixed for the purpose of election does not exceed 30(thirty) days.

- 21) The Election Authority shall arrange for declaration of result of the election within 2(two) days after the day of poll for the constituency and deploy necessary personnel for the same.
- 22) The results of the election category-wise and constituency-wise are to be communicated to the Government of Mizoram in the Trade and Commerce Department by the Election Authority forthwith. A copy of the same shall be simultaneously displayed in conspicuous places in the offices of the Deputy Commissioner, District Agricultural Officer and the District Level Head of the Trade and Commerce Department of the concerned District. All copies containing the results of election are to be signed by the Chairman and other members of the Election Authority.
- 23) Any aggrieved candidate may make an appeal before the Government of Mizoram in the Trade and Commerce Department for review of the result of election within 7(seven) days from the day of declaration. The Government's decision thereon shall be final.
- 24) All expenses that may be incurred to implement the provisions contained in these rules are to be normally borne by the respective Market Committees with the approval of the Board. However, the Election Authority shall have to submit their requisition before hand to the Government of Mizoram in the Trade and Commerce Department and whose decision thereon shall be final including the amount fixed for the purpose.

10. Powers and duties of Chairman, Vice-Chairman and Secretary of the Market Committee.

Powers and Duties of Chairman Vice-Chairman and Secretary

- 1) The Chairman of the Market Committee shall preside over the meetings of Committee and in the absence of the Chairman, the Vice-Chairman will preside over the meetings.
- 2) The Chairman of the Committee shall be responsible for the administration of the Act in the respective market areas.
- 3) The Chairman of the Committee shall exercise general control over the employees of the Committee.
- 4) The Secretary of the Committee shall convene meetings of the Committee with approval of the Chairman.
- 5) The Secretary shall conduct all correspondences and be responsible for 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 there under.
- 6) The Chairman shall forthwith report to the Managing Director in case any member of the Committee dies or become subject to any of the disqualifications mentioned in section 14 of the Act.
- 7) 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 at any time and without assigning any reasons withdraw the delegation so made, by a like order.
- 8) The Chairman shall be the competent authority to grant Casual Leave to the Secretary of the Committee, but other kind of leave to him shall be granted by the Chairman of the Board or by the Managing Director, as the case may be.

- 9) 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 thereupon 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 Chairman shall be discharged by Vice-Chairman who shall act as Chairman until a new Chairman is elected.
- 10) The Secretary of the Committee shall be the Executive Officer of the Committee. All office establishment of the Committee shall be under his control and all orders to any member of the staff of the Committee shall pass through him.
- 11) The Secretary of the Committee shall obtain advice from the Chairman of the Committee for convening the meeting of the Committee and prepare agenda notes for the meeting. He shall attend all meetings of the Committee or a Sub-Committee or Joint Committee or an Adhoc Committee and keep proceedings of meetings. He shall, however, not attend any meeting wherein anything pertaining to him or any of his relatives is to be considered.

Explanation:- Relative or 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.

- 12) The Secretary shall advise the Committee and its Chairman in the light of the provision of the Act, Rules and Bye-laws framed under the Act and the directions of the Board or the Chairman of the Board or the Managing Director of the Board or of the direction of the State Government issued from time to time and also on the previous decisions of the Committee. His opinion shall be recorded in the proceeding of the Committee.
- 13) 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 the decisions of the Committee and of the Chairman of the Committee consistent with the Act, Rules and Bye-laws and instruction of the Board and of the Chairman of the Board and to effect improvement in the Market Areas.
- 14) The Secretary of the Committee shall see that Communications of the Board or by the Director or by the State Government are dealt with promptly and efficiently and all correspondence between the Chairman or the Managing Director of the Board and the Committee are laid before the Chairman of the Committee for information or action as the circumstances may require.
- 15) Subject to Sub-Rule (13) of these Rules the Secretary of the Market Committee shall have immediate responsibility for carrying on the day to day working of the office of the Committee, maintenance of punctual attendance, rendering of returns, monthly review of the progress made in the enforcement of the Act and safe custody of the cash, the common seal, the minute book and other records and assets of the Committee.
- 16) The Secretary of the Committee shall make an annual assessment of the work of the employees of the Committee, which shall be submitted to the Chairman of the Committee. The Chairman shall take this

assessment into consideration while making final assessment of the work of the employees.

- 17) The Secretary of the Committee shall prepare the annual budget of the Committee and submit it to the Chairman of the Committee for his approval for placing at the meeting of the Committee convened for the purpose.
- 18) The Secretary of the Committee shall be the competent authority to accord sanction for an expenditure not more than Rs. 5,000/- on each individual item provided such expenditure are sanctioned within the budget. The Chairman of the Committee shall be competent authority to accord sanction for an expenditure not more than Rs. 10,000/- on each individual item provided such expenditure are in the sanctioned budget. For all expenditure above Rs. 10,000/- the Chairman shall have to take approval of the Committee.
- 19) The Secretary of the Committee shall approve the tours of the employees of the Committee and he shall pass the Travelling Allowance bills of the employees of the Committee.
- 20) The Secretary of the Committee shall be the Drawing and Disbursing Officer of the Committee.

11. Term of Office of Chairman and Vice-Chairman of Marketing Committee.

Term of Office

- 1) The term of Office of the Chairman and Vice-Chairman of the Committee shall be co-terminus with the term of the office of the members of the Committee.
- 2) The Chairman or Vice-Chairman of a Committee shall cease to function as such:-
  - (i) on the termination of his memberships; or
  - (ii) on the acceptance of his resignation given in writing to the Board; or
  - (iii) on his removal from the membership by the State Government under Section 14; or
  - (iv) on acceptance by the Board of no confidence motion passed by the Committee by two-third majority of total members of the Committee in a meeting convened for the purpose under section 17;

Provided that no confidence motion may be passed against the Chairman or Vice-Chairman of the Committee constituted only by election

12. Resignation of Member of a Committee.

Registration of Member

- 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 Secretary of the Board.

Provided that if no Chairman of a Committee has been selected the member may submit his resignation to the Secretary 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 Secretary of the Board, who shall, with the least possible delay forward the same with necessary comments to the State Government.

- 3) The acceptance of every resignation shall be notified by the State Government in the Official Gazette and the member cease to function as such from the date of such notification.

13. Disqualification for member of Committee.

The following persons shall not be nominated or elected, as the case may be to the Committee

Disqualification of Member

- 1) if he is a person below 25 years of age.
- 2) if he is convicted of an offence involving moral turpitude during the last five years.
- 3) if he has been declared insolvent.
- 4) if he is of unsound mind.
- 5) if he does not reside permanently in the market area as aforesaid and
- 6) if he is a Government servant.

14. Quorum of the Meeting.

Quorum of the Meeting

- 1) Quorum for a meeting, not otherwise provided, shall be two-fifth 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 two-third 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 scheduled 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 rules cannot be held for want of quorum, no quorum shall be necessary in the next meeting called for transaction of the business.
- 5) If any member fails to attend three consecutive meetings without reasons that are beyond his controls, the Chairman shall forthwith report the matter to the Board.

15. Language for transaction of Business.

The business of the meeting of the Committee shall be transacted in Mizo language.

16. Conduct of Proceeding and Presidency of a Meeting.

Conduct of Proceeding

- 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 the draft of a 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 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 and by another; and until so proposed and seconded and

reduced to writing under the direction of the Chairman of the meeting, no proposition or amendment shall be discussed.

- 4) Amendments to any proposition before the Committee be moved after the original proposition has been duly moved, seconded and recorded.
- 5) Every proposition or an 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 discuss the same.
- 7) The Chairman of the meeting may allot time to different members desirous of speaking on any proposition or 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 carried, the original proposition shall be put to vote. When there are more than amendment than one, they shall be put to vote in the order reverse to than in which they are proposed.
- 9) Every meeting of the Committee shall presided over by its Chairman or in his absence by its Vice-Chairman, but if both are absent to act as Chairman for the occasion and such Chairman shall have, for that meeting, all powers of the Chairman and be designed as such.

Provided that if the Chairman or Vice-Chairman returns during the meeting, he shall resume his powers as Chairman form 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 if 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 a point of order even when a member is speaking. On point of order raised, the member addressing 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 refused 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 the meeting adjourn, the subsequent proceeding of the meeting, if any, shall be void and shall not appear 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 of the conduct of a member who persists in speaking or in arguing upon the matter, which in the opinion of the Chairman is irrelevant, or is repeating his own arguments or the arguments used by the order members or is exceeding the term allotted to him, the Chairman may direct member concerned to continue his speech.
- 14) The Chairman of the meeting may direct any member, whose conduct in his opinion is disorderly to withdraw immediately form the meeting and any members show ordered withdraw shall be so forthwith and shall, unless recalled by the Chairman, absent himself during that meeting. The Chairman may cause to be summarily removed form the meeting any member who disobeys any order made under these rules.

- 15) When a proposition or and amendment has been declared by the Chairman as duly carried, no further proposal for amending is shall be entertained at that meeting.
  - 16) The Chairman may, for sufficient reason, adjourned a meeting form 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 and accordance with the rules.
  - 17) The Chairman may for reasons to be recorded in the Minute Book postpone or cancel any meetings called under these Rules.
17. Conditions of Services of the Board and Committees.
- Constitution of Services  
Services
- Until such rules are framed for the employees of the Board and Market Committee, the rules applicable to the corresponding grade of employees of the State Government with regard to pay and allowances, appointment, provident fund, leave, travel, conduct, discipline and other conditions of service shall as far as may be, apply Mutatis Mutandis to them.
18. Management of Market Committee Fund.
- Management of Market Committee Fund
- 1) The fund of the Market Committee shall be deposited in the nearest bank approved by the Board and operated jointly by the Chairman and Secretary of the Market Committee.
  - 2) The surplus funds remaining with the Market Committee under section 58 of the Act shall remain as balance of the 'Market Committee Fund' till such time the Board directs the Committee to invest the amount or part thereof in such manner and for such purpose as it may specify.
19. Maintenance of Accounts of the Market Committee.
- Maintenance of Accounts
- 1) The accounts of the Market Committee shall be kept in the double entry system of accounting and maintained in such manner as the Board may direct.
  - 2) The Secretary shall prepare at the end of the month of receipt and payment account incorporating a classified summary of cash and Bank transactions during the month and shown the balance of cash in hand and bank or of bank overdrafts, as the case may be, and placed the accounts before the Market Committee for its ratification or orders.
  - 3) The Secretary shall prepare within one month from the end of financial year a consolidated receipts and payments account for the year, on income and expenditure account for the year and a Balance Sheet as on the closing date of the year and place them before the Market Committee for ratification or orders.
20. Submission of Accounts of Market Committee.
- Submission of Accounts
- 1) The Market Committee shall within six months of the closing of the financial year, submit the audited statement of account for that year with the audit report, the replies of the Market Committee to the audit observations if any, and the annual administrative report authenticated in the manner stated to the Board.
  - 2) The Market Committee comply with all instructions and directions issued by the Board from time to time in connection with the accounts or the audit report or other matters.
21. Audit.
- Audit
- 1) The Accounts of the Market Committee in respect of financial year shall be audited within the months from close of the year by such auditors as may be approved by the Bank and the fees payable to the auditor shall be paid out of the Market Committee Fund.

- 2) The Market Committee shall cause to be produced all such accounts, registers, documents, vouchers, receipts and other relevant papers as may be called for by the auditor for the purpose of audit and shall furnish all explanations as may be called for by the auditor for the settlement of any discrepancy in the accounts or for understanding any point relating to the accounts.
- 3) The audited statement of account of the Market Committee together with the audit report and the annual administrative report shall be placed before the Market Committee at a special annual meeting for consideration and reply to the observations, if any, of the audit.
- 4) The audited statement of accounts together with the audit report, the replies of the Marketing Committee to the audit observations and the annual administrative reports shall be authenticated by the Chairman of the Market Committee and its Secretary and preserve as a permanent record.

22. Market Fee.

Market Fee

- 1) Under section 21 of the Act, a committee shall levy:-
  - (a) fee on Agricultural Produce bought or sold by a licensee or a dealers:  
and
  - (b) also fee on Agricultural Produce when sold by a producer to any person in the Market area at the rate fixed by the Board from time to time:
- 2) No such fee shall be levied more than once in the state.
- 3) For the purpose of these rules, the 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 the said area: or
  - (b) if in pursuance of any agreement of sale or purchase of Agriculture produce is weighed in the said area; or
  - (c) if in pursuance of an agreement of sale or purchase of Agricultural produce is delivered in the said area to the purchaser or to some other persons on behalf of the purchaser; or
  - (d) if the Agriculture Produce sold or bought otherwise than in pursuance an agreement of sale or purchase is delivered in the said area to the purchaser or to some other person on behalf of the purchaser.
- 4) Where two or more of the acts mentioned in sub-rule (3) have been performed differently in two or more market areas a market fees shall be payable to the Committee within whose jurisdiction the Agricultural Produce was weighed and where so such weighment took place, to the Committee within whose jurisdiction the Agricultural Produce was weighed and where no such weighment took place to the Committee within whose jurisdiction the Agricultural Produce was delivered.
- 5) The responsibilities of paying the fees payable by licensee or a dealer prescribed under sub-rule (1) shall be of the buyer and if he is not a licensee than the seller who may realize the same from the buyer. Such fees shall be leviable as soon as an Agricultural Produce is bought or sold.
- 6) The fee payable by the producer, if any, shall be raised from the licensee through whom the producer sells the Agricultural Produce and if the sale made by the producer direct to a licensee the fee shall be realised from the licensee and if the sale made by him to a non-

licensee the fee shall be realized from the producer by the Market Committee.

- 7) The fee including additional fees shall be paid to the Committee or a paid officer duly authorized to receive such payment within 7 (seven) days of the transactions.
- 8) Every Officer or servant employed by a Committee for the collection of fees shall be supplied by the Committee 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.
- 9) Every such Officer or servant shall before entering on his duties, furnish such security as may be prescribed by the Committee concerned.

23. Exemption from payment of fee.

Exemption from payment of fee

- 1) No Market fee shall be levied on Agricultural produce on:
  - (a) imported from a foreign countries; or
  - (b) brought into the State of Mizoram from outside the State for the purpose of processing and which is not sold as such; or
  - (c) manufactured or extracted from the Agricultural Produce in respect of which such fee has already been paid in the state; and
  - (d) certified seeds.
- 2) For the purpose of clause (c) of sub-rule (1) the dealer concerned in the sale or purchase of any quantity of Agricultural Produce from which he may manufacture or extracts any other Agricultural Produce shall maintain in form 'L' true and correct, account of sale or purchase as the case may be, of the said Agricultural Produce and of the Agricultural Produce manufactured or extracted from it.
- 3) The Managing Director may issue guidelines and directions to ensure that the exemptions given above are duly availed and are not misused.

24. Licence to dealers and Market functionaries.

Licence to dealer and Market functionaries

- 1) A person desirous of obtaining a licence under section 47 of the Act shall apply to the Secretary of the Committee:-
  - (a) in Form 'A' for working as dealer;
  - (b) in Form 'D' for working as a market functionary and shall deposit requisite licence
- 2) In case of Mutia no such application in Form 'D' shall be necessary. The dealer concerned or Mutia himself shall intimate to the Secretary of Committee in writing full particulars such as name, parentage, residence and full address of Mutia.
- 3) Licence fee for dealers, Commission Agents, Brokers, Godown-keepers and Measurer or Surveyor shall be as prescribed by the Market Committee with prior approval of the Board.
- 4) If any person, who is not a licensee carries on business as a dealer or broker in a market area on the date of issue of Notification under section 3,4 and 5 and fails to apply for a licence on or before the date specified therein for obtaining licence, the Committee may before a licence is issued, impose upon the applicant, a penalty according to the following scale:-
  - (a) if the application is made by him within 30 days after the date specified in the Notification rupees ten per day;

- (b) if the application is made after the expiry of 30 days of the date specified in the Notification, but within a period of 60 days of such expiry, rupees one hundred per day for each day thereafter.
- 5) Unless otherwise provided in the licence, every licence issued under the Act/Rules shall expire on the 31<sup>st</sup> day of March following two successive years ending on the 31<sup>st</sup> day of March.
- 6) 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 Market area.
- 7) The Secretary of the Committee or such other official as may be appointed by the Committee to receive such application, shall on receipt of the application, ensure that the necessary licence fee has been paid and shall, after verifying the correctness of the facts stated therein put up the same to the Committee.
- 8) The Committee may grant a licence to the applicant in Form 'B' as a dealer in Form "E" as Godown-keeper, Broker, Weighman Surveyor, Measurer or other Market functionary. The licence shall be subject to the conditions mentioned therein.
- 9) A record of licence of dealer and market functionaries issued under this rule shall be maintained by the Committee in Form "C" separately for each category.
- 10) Pending grant of licence by the Committee, the Chairman of the Committee may allow the applicant to carry on the business of a dealer or Market functionary for a maximum period of 60 days.

25.  
Other  
exemptions

Persons exempt from taking licence under section 39

- 1) In addition to the exemptions provided in sub-section (2) of section 39 of the Act, the following persons shall be exempted from taking licences for the purpose of agricultural produces:-
  - (i) confectioners or bakeries not purchasing from producer;
  - (ii) person using oil-ghani provided that the number of Oil-ghani installed by them in the market area is not more than two.
  - (iii) hawker and petty retail shop-keepers, who do not engage in any dealing in Agricultural produce other than such hawking or retail purchaser whose turnover of sale and purchase of Agricultural Produce does not exceed rupees two lakhs during a year.
  - (iv) Scheduled Banks when proceeding against Agricultural produce belonging to a producer or a licensee to whom money has been advanced against the security of such agricultural produce.
  - (v) Rice hullers, Nauchaw herna, grinding mills and saw mills who do not make any sales or purchases of Agricultural produce but have installed their rice huller Nauchaw herna, grinding mills and saw mills only for grinding of Agricultural produce or for sawing of timber.
  - (vi) persons engaged in hand-pounding of paddy only.
- 2) If a question arises as to whether a person is entitled exemption as above shall be decided by the Committee. The decision of the Committee shall be appealable before the Board or any other Officer authorised by the Board.

26.  
Prohibition

Prohibition against grant of Certain Licence.

- 1) Except as here-in-after provided no person shall at the same time hold

- Against grant of  
Certain Licence
- more than one licence a dealer's licence under section 47 of the Act,  
to act as a functionary in more than one capacity.
- 2) Nothing in sub-rule (1) shall be deemed to prohibit a person licensed as Weighman, Surveyor or Measurer to act in all the three aforesaid capacities.
27.  
Change in style  
and membership  
of firm
- Change in style and membership of firm
- 1) Where the licence is a firm, any change occurring in the membership of such firm otherwise than through inheritance, shall mean the constitution of new firm and shall necessitating a fresh licence.
- 2) Where change, not necessitating a fresh licence under section 26 takes place in the membership of a firm, or the firm changes its name without any change in the membership thereof an intimation thereof shall within 60 days from the date of such change, be given to the Secretary of the Committee. The Secretary of the Committee shall, after making such inquiry as he may deem necessary put up application to the Chairman with his comments. The Chairman of the Committee on being satisfied about the correctness of the intimation shall order necessary corrections to be made in the licence. Intimation of such order shall also be given to the licensee concerned, and necessary corrections shall be made in the Register in Form "C" maintained in the office of the Committee.
- 3) If in a case covered by sub-rule (2), the firm fails to give necessary intimation to the Secretary of the Committee within the specified time, as the case may be, shall be deemed to result in the constitution of a new firm necessitating the grant of fresh licence.
- 4) The licensee may apply to the Licensing Authority for making an additional or deletion in the particulars of the business for which a licence has been issued to him, by paying a fee of fifty rupees. The Licensing Authority may by an order allow such an additional or deletion where upon the licence shall be amended accordingly.
28.  
Suspension or  
cancellation  
of Licence
- Suspension or cancellation of Licence
- 1) On being satisfied that there has been a breach of the conditions specified in a licence:-
- (i) Chairman of the Committee may suspend the licence for a period not exceeding fifteen days; and
- (ii) the Managing Director or a Committee may cancel or suspend such licence and may also direct that such licence shall not be renewed for a 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;
- Provided that no such order shall be made without giving such person an opportunity to show cause why such an order should not be made.
- 2) Any person aggrieved by an order made under sub-rule (1) may within one month of the making thereof, appeal to the Managing Director if the order is passed by the Chairman of the Committee or the Committee and to the State Government if the order is made by the Managing Director.
- 3) The action taken under sub-rule (1) shall not be in derogation of the other penalties provided for in the Act or Rule or bye-laws for such contraction.
29.  
Renewal of Licence and issue of duplicate thereof.

Renewal of Licence) A licence granted under section 47 of the Act shall be valid for the period for which it is issued and shall be subject to any order passed under the same section be renewable by the authority granting it, on payment of the fee prescribed for issue of such licence. Renewal of application shall be made in Form 'G' for market functionary and in Form 'F' for others.

and issue of duplicate thereof.

- 2) If any area is excluded from any market and included in another, the licences issued 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 atleast 30 days before the date of licence is due to expire.

Provided that 30 days period of grace will be allowed for getting a licence renewed:

Provided further that the authority competent to renew a licence may on the applicants paying a penalty equal to the amount of licence fee, grant an application for renewal made within 30 days after the date of expiry of the period of grace. The authority competent to renew a licence may remit the penalty in whole or in part if it is satisfied that delay was for the reasons beyond the control of the applicant:

Provided further that no licence shall be renewed for a part of the year.

- 4) Every renewal of a licence granted under these rules shall be deemed to take effect from the date following that on which the licence expired.
- 5) Except as provided in sub-rule (3) above every application for renewal of a licence made after the date of expiry thereof shall be treated as an application for grant of fresh licence.
- 6) If a licence granted under the Act or renewed under sub-rule (1) above is lost, a duplicate may be issued by the authority who issued the original, on payment by the licensee of a fee of rupees one hundred only.

30. Books to be kept and manner of returns to be furnish by the Licencees of Market Committee.

Books to be kept and manner of returns

- 1) Every licensee under these Act and rules shall:
  - (i) keep such books forms as the Committee granting licence may, from time to time, prescribed by its bye-laws;
  - (ii) render such returns at such times and in such forms as the Committee may prescribe, and
  - (iii) render such assistance as may be required by the Committee , in the collection of fees due under the Act or rules of bye-laws made thereunder, in preventing evasions of payment thereof, and generally in the prevention of breaches of the Act rules or of any bye-laws made thereunder.

31. Account of Transaction and of fees to be maintained.

- 1) Every licenced dealer shall submit to the Committee return in form 'M' showing his purchases and sales of each transaction of Agricultural produce within seven days of the date of the transaction.
- 2) The Committee shall maintain a Register in Form 'N' showing the total purchases and sales made by the dealers and fees recoverable and recovered from them.

- 3) The Committee shall levy the fee payable under section 42 on the basis of the return furnished under sub-rule (1).
- 4) If any dealer fails to submit a return as prescribed in sub-rule (1) and the Committee has reason to believe that any such return is incorrect, it shall after giving a notice in Form "O" to the dealer concerned and after such enquiry as it may consider necessary, proceed 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 in the opinion of the Committee the dealer habitually submits false returns, the Committee may order for the inspection of the dealers 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 dealers 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 dealers accounts books, and the Committee may levy a fee under section 42 on the basis of such return or amend returns, but if the account books are reported to be unreliable, or as not providing sufficient materials for proper preparation or amendment of the return or if no such books are maintained or produced, the Committee may assess the amount of the dealers 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 levied under sub-rule (8) above, the Committee may recover from the defaulter penalty equal to the fee so levied.
- 10) Habitual default in the submission of returns and habitual submission of false returns shall be sufficient ground for suspension or cancellation of or refused to renew a licence, and the provision of this rule shall apply in addition to and not in derogation of any other law, penal 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-laws or order of a Committee.
- 11) An assessment order made under sub-rule (8) and (9) above 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 this making written application, and payment a sum of rupees two hundred as copying fee to the Committee.
- 12) The copy shall be prepared in the office of the Committee and Certified to be corrected by the Secretary of the Committee or in his absence by another person appointed in this behalf by the Chairman. Such certificate shall give the dates on which application was received and the copy prepared and delivered to the applicant, and shall be conclusive evidence of the correctness of these dates.
- 13) (i) An appeal against the assessment order made under sub-rule (8) and (9) shall lie to the Managing Director and shall be preferred within sixty days from the date of communication of the assessment order appealed against in the form of memorandum duly stamped with Court fee of rupees twenty and signed by the appellant or his duly authorized agent and shall be presented to the Managing Director.

(ii) If the appellant fails to prefer an appeal within a period specified in clause (i) above, the Appellate authority may for reasons to be reduced in writing condones the delay for filing the appeal upto six months if the delay was for reason beyond the control of the appellant:

Provided that no appeal shall be entertained unless the appellant has deposited with the Committee concerned an amount equal to twenty five percent of the amount of the fee assessed as due from him.

Explanation: - In computing the period of limitation for filing an appeal, the period spent in obtaining a certificate copy of the assessment order shall be excluded.

(iii) The Managing Director after hearing the appellant and also the Committee making the assessment, or, if he deems necessary, after such enquiry as he think proper, may accept or modify or reject the assessment order appealed against.

(iv) The Managing Director may wave the whole or a part of the penalty imposed under sub-rule (i) in a case where such penalty, would, in his judgement means under hardship to the appellant.

(v) The order passed by the Managing Director shall be final and conclusive.

32. Refund of certain Amounts.

1) When-

Refund of certain Amounts.

(i) any sum has been deposited for grant of a licence which has in fact not been issued; or

(ii) a person has wrongly applied and paid for and been granted two or more licenses of the same nature for the same market area; or

(iii) any market fee has been recovered in excess of the amount actually due; or

(iv) any market fee has been recovered on a transaction which is exempted under these rules; or

(v) any money has been paid by mistake; the Chairman of the Committee shall on a written application being made within one year 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 Market Committee Fund.

2) The application for refund shall contain such particulars as are necessary to enable the amount for which refund is claimed to traced.

33. Employment of Broker.

Employment of 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 form his principal, employs a broker in connection with such transaction, the broker's Commission shall be payable by and may be paid out of 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.

34.  
Sale of  
Agricultural  
Produce

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 yards:

Provided that the Committee may by three-fourth majority of total members of the Committee permit any other alternative with prior approval of the Board.

- 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 Managing Director or an Officer authorized by him shall fix timing for the starting and closing of the auction in respect on any Agricultural produce.
- 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 specified circumstances, the Managing Director or an Officer authorized by him may allow a Committee to make or to permit any alternative arrangement.

- 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 sale price of the produce.
- 7) The buyer shall be considered to have thoroughly inspected the produce for which he has made a bid and he shall have no right to retract it.
- 8) As soon as the auction for a lot is over, the auctioneer shall fill the particulars in a book to be maintained in Form 'H' and shall secure the signature both of the buyer and the seller or their representatives whoever may be present at the spot.
- 9) A register in form 'I' shall be maintained by the Committee and the Agricultural produce which remained unsold during the course of auction be entered and it shall be obligatory for every dealer or Commission agent, as the case may be, to report about the unsold produce to the Committee as soon as his produce is sold.
- 10) The buyer shall be responsible to get the 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 after the auction according to the local usage or custom.
- 11) 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 in respect of such produce without the prior consent of the producer:

Provided that a Cooperative Society shall be exempted from the operation of this rule.

- 12) The Commission Agent shall on delivery of Agricultural produce to a buyer execute memorandum in Form 'J' and deliver the same to the buyer on the same day or the following day, mentioning sale proceeds

plus market charges admissible under those rules and bye-laws. The Counterfoil shall be retained by the Commission Agent.

Provided that nothing in this sub-rule shall apply where the produce is being vegetable or fruits not exceeding one quintal in weight is delivered.

13) In the absence of any written agreement to the contrary the sale price of the produce purchased under these rules shall be paid by the buyer to the Commission Agent on delivery of Form 'J'

14) Delivery of Agricultural produce after sale shall not be made or taken unless and until the Commission Agent or, if the seller does not employ a Commission Agent the buyer has given to the seller a sale voucher in Form 'K' the counterfoil whereof shall be retained by the Commission Agent of the buyer as the case may be

35. Weighbridge, Measuring Yards and Certificate of Weighment and Measurement.

Weighbridge,  
Measuring yards  
etc.

1) The Committee may erect in the market a Weighment, Platform Scale or Beam Scale for 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 produce to be measured instead of being weighed, the Committee may specify a place within a market for that purpose and make arrangement 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 Weighbridge, Platform Scale, or Beam Scale or Measuring Yard in proper conditions, and for issuing free of cost Certificates of Weighment and measurement, as the case may be, in such form 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 authorized representative that the weighment or measurement was done on a defective weighing and measuring instruments or by means of an incorrect scale or weights or measures.

36. Places at which Agricultural Produce shall be weighed or measured.

Places of weight  
or measure

1) In any notified market area, the Committee may prescribe the places at which the Agricultural produce may be weighed, measured or sold.

2) Weighments and the measurements of Agricultural produce intended for sale, shall be made through licenced weighman or measurer.

37. Storage Accommodation.

Storage  
Accommodation.

1) A Committee may arrange when necessary, accommodation for the temporary storage or stocking of Agricultural produce.

2) The Committee shall charge such fees for such storage and stocking as may be prescribed by the Committee.

38. Trade Allowances.

Trade  
Allowances.

1) The following trade allowance shall only be made and received within the market area in connection with ready or spot transactions:-

(i) Tare: The exact weight of the gunny bag or the packing material used.

(ii) Adjustment of weight: Full adjustment of increase or decrease in the weight of the produce found in the test weighment under.

(iii) An allowance determined in arbitration.

2) Each item of allowance charged under sub-rule (1) shall be separately mentioned in Form 'J' and 'K' prescribed under the rules.

3) All samples shall be paid for at sale price.

39. Publication of Market Information.

Publication of Market Information

- 1) A Committee may, and when required by the Managing Director shall, for the benefit of the persons using the market, exhibit in a suitable place outside its office, and at such other place to 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 or the Country or elsewhere and the stocks held by mills and the like.
- 2) The daily rates of all important Agricultural commodities authenticated by person authorized by the Committee in this behalf shall be exhibited in the local language in conspicuous places.
- 3) Such bulletins shall be signed by the Chairman of a Committee or other persons 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.

40. Preservation of the prescribed Forms and production thereof and Inspection of the Account Books.

Preservation of Documents

- 1) The counterfoils of Form 'I', 'J' and 'K' shall be preserved by the dealer concerned for a period of two years from the date of issue of the foil to which the counterfoils relate. The Register in Form 'L' shall be preserved by the dealer concerned for a period of two years of the date on which the last entry was made in that register.
- 2) Every licensee and dealer exempted from taking a licence working within the market area, shall on demand by Secretary or Chairman of the Committee or any of the forms preserved under sub-rule (1) above or the Account Books maintained in respect of the sale, purchase, storage, transportation or processing of Agricultural produce by him for inspection and examination at such time and at such place as he may be required and shall, if required by any of Inspecting Officers, hand over any or all of the Forms, or book against or receipt.

41. Preservation of records.

The respective records of the Board and the Market Committee shall be reserved for the period noted against each in the Schedule hereto annexed:-

SCHEDULE

Description	Period
1. Budget	5 years
2. General Cash Book	Permanently
3. Establishment Bill	35 years
4. General Bill	3 years
5. Balance Bill	10 years
6. Ledger	10 years
7. Register of Deposits	Permanently
8. Application Form 'A'	Permanently
9. Application Form 'D'	3 years
10. Return of daily purchases and sale	1 year after audit
11. Receipt	3 years

12. Register of sale and purchase of Agricultural produce	
13. Register of Licenses	10 years
14. Provident Fund Register	10 years or till accounts to which is relates are closed
15. Service books of the employees	10 years after retirement or death (whichever is earlier )
16. Register of proceedings of the Board or sub-Committee	Permanently
17. Register of correspondent	Permanently
18. Cheque Books	10 years
19. Pass Books	10 years
20. Travelling Allowance Bills	3 years
21. Lease Deeds Allowances Bills	10 years from the date they cease to have effect
22. Security Bonds	Ditto
23. Treasury Challans	3 years
24. Imprest Account Register	3 years
25. Attendance Register	1 year
26. Movable property Register	10 years
27. Library Register	10 years
28. Demand and collection Register	10 years
29. Register of stamps	3 years
30. Stock Registers	10 years
31. Register of Court cases	10 years
32. Investment Register	Permanently
33. Files about the appointment, removal and dismissal of employees	35 years
34. Other Record which the Board or Committee may decided to preserve for more than three years	Such period (not less than 10 years) as may be prescribed by the Board or Committee
42. Weighment	
Weighment	<ol style="list-style-type: none"><li>1) The Board shall fix standards of net weight of Agricultural produce to be filled in a packing until such as bag, a half bag, tin, or a basket, or a bale or half basket within each market.</li><li>2) No person shall fill or cause to filled any Agricultural produce except in accordance with standards fixed under sub-rule (1).</li><li>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).</li><li>4) Immediately on the completion of weighment of a lot of Agricultural produce within a market area, either party to the contract may cause a test weighment of ten percent of the units of packing in a lot or two</li></ol>

packing units whichever is more. The test weighment shall be carried out at the site of weighment 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 the Secretary to the Committee or any employees of the Board not lower in rank to that of the Secretary of the Committee who after satisfying himself as to the correctness of the report, shall cause the test weighment to be made in his presence of any other official of the Committee authorized by him in this behalf, and the result of such test weighment shall be final, conclusive and binding on the 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 or the Secretary of the Committee or any employee of the Board not lower in rank to that of the Secretary of the Committee or Marketing Inspector of the Marketing Section of the Department of Trade and Commerce shall, with a view to satisfy 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 seller and if either or both of them evaded, 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 to be weight. The re-weighment 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 weighment concerned, if the weighment is otherwise defective, such order shall be final and the buyer or weighment, 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.

43. Use of Weighing Instruments, Weights and Measures, their Inspection and Seizure.

Weighing Instruments their Inspection and Seizure.

- 1) Only such weighing instruments satisfied the requirement if and such weights and measures as are prescribed by the Mizoram Standards Weights and Measures (Enforcement) Act, 1985 and the Rules 1988, shall be used for weighing or measuring Agricultural produce in a Market area.

Provided that in transactions of sale and purchase of Agricultural produce in the principal market yard and sub-market yard of the market area, the beam scale of platform shall only be used.

- 2) Every Committee shall keep in the market yard atleast one weighing instrument of the capacity of one quintal and two sets of weights, in place where measures are use two sets of measures, verified and stamped in accordance with the provisions of the Mizoram Standard of Weights and Measures (Enforcement) Act, 1985 and the rules framed thereunder. The Committee shall cause such weights and measures to be tested and verified once in the course of each Calendar Year through the agency appointed and in accordance with the requirements of the said Act and rules.
- 3) The Chairman of the Committee shall allow any person to check free of charge any weight and measures in his possession against the weights and measures maintained under this rule.

- 4) Weighing instruments, Weight and Measures kept by a Committee under this rule ay any time be inspected, examined and checked by the Chairman or the Managing Director of the Board or by any other employee not lower in rank than that of an Inspector authorized in this behalf by the Managing Director 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) Any person authorized 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 the Mizoram Standard of Weights and Measures (Enforcement) Act, 1985.

44.  
Seizure of the  
Agricultural  
Produce.

Seizure of the Agricultural Produce.

- 1) The Agricultural produce belonging to a person trading without a valid licence shall be liable to be confiscated.
- 2) (i) The Secretary of the Committee shall seize the Agricultural produce referred to in sub-rule (1) and thenceforth he shall; prepare a seizure memo of the Agricultural produce so seized giving such of the following particulars as may be available on the spot:-
  - (a) name of the Agricultural produce;
  - (b) weight or available description of the vehicle;
  - (c) name of the driver of the vehicle;
  - (d) builty or consignment number;
  - (e) name of the consignee or consignor;
  - (f) place from where the agricultural produce is seized; and
  - (g) such other particulars as may be considered necessary.
- (ii) The seizure memo, shall be signed by the Secretary of the Committee and the driver or the person from whose possession the Agricultural produce is seized and if the driver or the person from whose possession the Agricultural produce is seized does not sign the seizure memo, it shall be signed by two witnesses alongwith the signatures of the Secretary of the Committee.
- 3) The Secretary of the Committee shall inform the Chairman of the Committee about the seizure referred to in sub-rule 2 (1) for convening a meeting of the Committee or of the Sub-Committee, as the case may be, for taking a decision regarding its confiscation and the meeting of Committee or the Sub-Committee, as the may be, shall be convened within forty-eight hours of the seizure of the Agricultural produce.

Provided that the order to confiscate the Agricultural produce shall not be made without giving the person concerned an opportunity to show-cause as to why such an order should not be made.

- 4) The confiscated Agricultural produce shall be disposed of in an open auction or in such other manner as may be decided by the Committee and the sale proceeds thereof shall be deposited in the Marketing Committee Fund.

45.  
Prevention of  
Adulteration

Prevention of adulteration of Agricultural Produce.

- 1) No person should adulterate Agricultural produce, or place or offer adulterate Agricultural produce for sale in a market area.
- 2) It shall be the duty of a Committee to prevent adulteration of Agricultural produce in the 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.

Explanation:- For the purpose of this rule, adulteration of Agricultural produce include mixing of inferior stuff with superior produce, mixing

of different varieties of different qualities, mixing of sieved remains of the Agricultural produce and mixing soil, dirt and stones or any other extraneous matter with any Agricultural produce

46. Penalties

Penalties

Any person committing a breach of any of the provisions of these rules or any of the conditions of his licence shall be punishable with fine which may extend to two thousand rupees.

Provided that no person shall be prosecuted under these rules without affording him an opportunity to show-cause.

47. Procedure for appeals.

Procedure for appeals.

- 1) Every appeal preferred under the Act and the Rules shall bear a Court Fee Stamp of rupees fifty and shall be presented to the Appellate Authority in the form of memorandum by the appellant or his duly authorized agent. The memorandum shall set forth concisely the ground of objection to the order appealed from and shall also be accompanied by a copy of such order.
- 2) The limitation for filing an appeal under the Act shall be one month from the date of order appealed from.
- 3) 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.
- 4) The appeal shall be decided after notice to and hearing the party's concerned, if so desire, and after making such further enquiry as the Appellate Authority may consider necessary.
- 5) A copy of the decision in the appeal shall be supplied to the Board or the Committee concerned free of charge, and on demand to the appellant on the payment of five rupees per page or a part thereof subject to minimum of rupees twenty.

MISCELLENEOUS

48. Consequences of Dissolved Marketing Committee.

If in the opinion of the State Government, a Market Committee is not competent to perform or persistently makes defaults in the performance of the duties or abuses its powers, the State Government may, after giving a Market Committee, a reasonable opportunity of being heard, dissolved the Committee and all assets and rights vested in such Committee shall vest in the State Government subject to all its liabilities.

49. Interpretation of the rules.

If any doubt arises regarding interpretation of any of the provision of these rules the matter shall be referred to the State Government and its decision shall be final.

FORM 'A'

(See Rule 24 (1) (a))

Application for licence under section 47

To,

The Licencing Authority  
..... Market Committee.

Sir,

The particulars of my business are given below:-

1. Name of the applicant .....
2. Father's/ Husband's Name.....
3. Address:
  - a) Permanent.....
  - b) Temporary.....
4. Place if 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 .....
5. If the applicant is a firm give the names of all person constituting the firm with percentage, residence and address.....

Sl.No	Name	Father's or Husband's name	Full Address

6. Name of the Managing Proprietor  
Manager of the Firm.
7. Name and style under which the applicant will work
8. Has the applicant or where applicant is a firm, has any member thereof, single or in collaboration with any body else, been granted a dealer's licence in any notified market area in the State and has suspended or cancelled? If so, when for what period and for what reasons.
9. Particulars of the business for which the licence is required.

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 Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008, rules and bye-laws made thereunder.

I shall be responsible for all acts of my employees.

It is requested that a licence under section 47 of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008 may kindly be granted to me.

Signature of the applicant.

To be filled-in by the office of the Committee: -

Licence fee received	No. of receipt	Date of receipt	Page of Cash Book where entry made
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Verified

Secretary  
Market Committee

Accountant  
Market Committee

FORM- 'B'

(See Rule 24 (8))

Dealer Licence under section 26(2)(iii)

This licence is granted to M/s./Mr./Mrs. ....  
subject to conditions as prescribe thereunder:-

Notified Market area .....

1. Serial No. of licence.....
2. Name of the Managing Proprietor or  
Manager of the firm with percentage.....
3. Date from which the licence takes effect.....
4. Date on which the licence expires.....
5. Particulars of business for which the  
licence is valid.....
6. Place of Business.....

Place .....

Date.

Secretary  
Market Committee

CONDITIONS OF LICENCE

1. The licensee shall comply with the provisions of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008 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 the Act, the rule and bye-laws and shall report in writing to the Marketing Committee any evasion or breach which comes to his knowledge.
3. He shall surrender his licence on demand to the Secretary of the Committee or any other Officer authorized by him his behalf or the Chairman of the Committee against a receipt to be given to the licensee in this connection.
4. He shall conduct his business honestly and property according to the principles of fair dealing. He shall carry on his business in the principal market yard, or sub-market yard or at his place of business, specified in the licence.
5. He shall display his licence at a conspicuous place of 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 any other licence.
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 mutia.
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 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.

FORM-‘C’

(See Rule 24 (9))

Register of licence section 26(2)

1. Notified market area.....
2. Name of the firm/proprietor .....
3. Address of the premises .....
4. Name of Managing proprietor  
or Manager with parentage .....
5. Licence No .....
6. Nature of Licence .....
7. Name of the partner .....

Sl. No	Name	Father's Name	Address

Date of entry	Date from	Date of which	Licence fee	Receipt No.	Signature of	REMARKS
1	2	3	4	5	6	7

**FORM – 'D'**  
(See Rule 24 (1)(b))  
Application for licence under section 47

To,

The Chairman  
..... Market Committee.

Sir,

The particulars of my business are given below: -

1. Name of the applicant .....
2. Father's / Husband Name .....
3. Address:  
(a) Permanent .....
- (b) Temporary .....
4. If the applicant is a firm, is it a Hindu Joint Family firm, or otherwise constituted and has it been registered or not? .....
5. If the applicant is a firm, give the names of all persons constituting it with parentage, residence and address, in full of each.....

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

6. Name of the Managing Proprietor or Managing who will actually conduct the business. ....
7. Name and style under which the applicant will conduct his business .....
8. Does the applicant wish to be licenced as a broker/weighman/measurer/surveyor or godown

keeper/mutia

.....

9. 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 mutia in any notified market area been cancelled? If so, where, when, for what period and for what reason? .....

Certified that the facts set out in the application are true to the best of my knowledge. I understand to abide any provisions of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008 and rules and bye-laws made thereunder.

I shall be responsible for all acts of my employes.

It is, therefore, requested that the licence under section 47 of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008, 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 a firm.
- (2) In case the application is made by a firm, it may be signed by the Managing Partner only.

To be filled by Office.

Licence fee received	No. of receipt	Date of receipt	Page of Cash Book where

Verified:

Secretary  
Market Committee

Accountant  
Market Committee

FORM – ‘E’  
(See Rule \_\_\_\_\_)  
Licence under section \_\_\_\_\_

This Licence is granted to M/s. Mr./Mrs.....(name of the person or firm with full address) for doing his business as broker/weighman/measurer /godown keeper/mutia or surveyor in the notified market area.

- 1. Serial No. of Licence .....
- 2. Name of the Managing proprietor .....
- 3. Date from which the licence take effect .....
- 4. Date on which the licence expires .....
- 5. Place of business .....

Place  
Date

Signature of authority  
(with seal)

CONDITIONS OF LICENCE

- 1. The licensee shall comply with the provisions of the Mizoram State Agricultural Produce Marketing (Regulation) Act, 1996 and rule 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 property according to the principles of fair dealings.
- 5. He shall not boycott or encourage boycott of any other licensee.
- 6. He shall not include in activities and practices which are detrimental to the interest of the trade and proper functioning of the market.
- 7. The licensee, except the godown keeper, shall not except any service under the dealer.
- 8. If the licensee is a weighman, measurer or surveyor or , he shall abide by such arrangements which may be made by the Marketing Committee with a view to ensuring the availability of their services as and when required. The licence shall bear the badge provided to him by the Marketing Committee during the hours of his business.
- 9. If the licensee is a godown keeper, he shall keep his godown neat, clean and tidy to the satisfaction of the Committee.

FORM – ‘F’  
(See Rule 29 (1))

Application for the Renewal of Licence for Dealers under section 47

To,

The Licencing Authority,  
..... Market Committee.

Sir,

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

1. Name of the Applicant  
(with full particulars of the place of business).....
2. Number of Licence .....
3. Name of the notified market area for which  
the licence has been issued .....
4. Name of the Managing Proprietor or the  
Manager of the firm, if any .....
5. Date on which the licence expires .....
6. Period for which renewal is required .....
7. Fee paid .....
8. Penalty paid, if any .....
9. Has the applicant or where the applicant is  
A firm, has any member thereof single or in  
Collaboration with anybody else been: .....
- (a) Granted a dealer's licence in any notified  
Market area in the State and has such licence  
Been suspend , or cancelled. If so, when, where  
For what period and for what reason; or .....
- (b) Convicted on a offence effecting the said  
Person's integrity as a man of business.  
Is 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.

Dated..... Signature of the applicant

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

Renewal licence	Penalty received,	No. of receipt	Date of receipt	Page of Cash	Remarks
1	2	3	4	5	6

No.....

Dated.....

Accountant  
Market Committee

Contents of the application verified

To,

The Licencing Authority  
..... Marketing Committee.

Sir,

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

1. Name of the applicant  
(with full particulars of the place of business) .....
2. Number of Licence .....
3. Name of the Managing Proprietor or  
which the licence has been issued .....
4. Name of the Managing Proprietor or  
the Manager of the firm, if any. ....
5. Date on which the licence expires .....
6. Period for which renewal is requested .....
7. Fee paid. ....
8. Penalty paid, if any. ....
9. Has the applicant or where in the case of godown  
keeper the applicant is a firm, has any member  
thereof, single or in collaboration with anybody else,  
been granted a licence for working as a broker,  
weighman, surveyor or godown keeper or mutia  
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.

Dated..... Signature of the applicant

To be filled by the office of the Committee.

Renewal licence fee	Penalty received, if	No. of receipt	Page of Cash Book	Remarks
1	2	3	4	5

Verified:-

Secretary  
Market Committee

Accountant  
Market Committee

(See Rule 34 (8))

**Auction Register**

Date	Name of Commission Agent	Name and Address of seller	Description of produce	Approximate Qty	Rate at which the produce was sold	Name of buyer	Signature of commission agent and buyer
1	2	3	4	5	6	7	8

Signature of Auctioner  
(with seal)

**FORM – ‘I’**  
(See Rule 34 (9))

**Register of Agriculture Produce which remained unsold during auction**

Date of auction	Name of seller	Name of Commission	Name of Agricultural	Approximate weight	Signature of Commission Agent	Date of subsequent auction	Rate at Which agricultural produce	Name of buyer	Signature of buyer	Remarks
1	2	3	4	5	6	7	8	9	10	11

Signature

**FORM – ‘J’**  
(See Rule 34 (12) and (13))  
**Bills of Commission Agent**  
**Counterfoil**

Book No.....  
Serial No.....  
Name of Market.....  
Name of Commission Agent.....  
Name of buyer.....Dated.....

Name of Commodity	Weight	Rate Rs.	Total Amount Rs.	Market charges Rs.	Grant Total Rs
1	2	3	4	5	6

Acknowledge by the buyer

Signature of Commission Agent

**FORM – ‘K’**  
(See Rule 34 (14))  
Sale Voucher for the seller  
Counterfoil

Book No..... Serial No.....  
Name of Market..... Date of auction .....  
Name of Commission Agent..... Address of seller .....  
Name of seller.....

Name of Commodity	Name of buyer	Weight	Rate Rs	Total Rs.	Incident Charges Rs.	Net Amount

Signature of seller, his agent or representative.

Signature of Commission Agent

Note: - Where the Agricultural produce, being vegetable or fruit is delivered, it shall not be necessary to fill the column 2 relating to name of buyer.

**FORM – ‘L’**  
(See Rule 23 (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 fee	Name of extracted commodity	Weight of the extracted commodity and date of extraction	Remarks
1	2	3	4	5	6	7	8

Signature of dealer.

FORM – ‘O’  
(See Rule 31 (4))  
Assessment Notice

To,

M/s .....  
Whereas

(a) You, a dealer licence No.....and licenced under section \_\_\_\_\_of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008, of the .....notified market area, have not furnished returns/correct return in Form ‘M’ for the period from .....to .....

(b) You, a dealer licence No.....licenced under section \_\_\_\_\_of the Mizoram State Agricultural Produce Marketing (Development and Regulation) Act, 2008 of the.....notified market area have habitually made default in the submission of returns for the period from.....to .....and appears to the Committee that willfully failed to furnish such returns in respect of the above mentioned period.

And it appears to be necessary to make assessment under rule \_\_\_\_\_ of th4e Mizoram Agricultural Produce Marketing (Development and Regulation) Act, 2008 in respect of the above mentioned period.

You are hereby 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 and 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 adduce 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 \_\_\_\_ of the said rules should not be imposed upon you.

Signature & Designation

FORM 'P'  
(See rule 31(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 levy to 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 Rs..... to the Market Committee..... at its office at (place).....on or before (date).....falling which the said sum will be recoverable from you as an arrest of land revenue.

Chairman  
Market Committee