

(TO BE PUBLISHED IN PART IV OF THE DELHI GAZETTE – EXTRAORDINARY)
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
(DEVELOPMENT DEPARTMENT)
DIRECTORATE OF AGRICULTURAL MARKETING
49, SHAMNATH MARG, DELHI-110054

Dated: the 21/12/2015

NOTIFICATION

No. F. 8/32/2006-DAM/MR/ 3238 . – In pursuance of the provisions of sub-section (1) of section 118 of the Delhi Agricultural Produce Marketing (Regulation) Act, 1998 (Delhi Act No. 7 of 1999) and in supersession of previous Notifications No. F. 6(16)78-DAMB, dated 21.04.1980 issued on the subject, the following Bye-laws made by the Agricultural Produce Marketing Committee, Narela and approved by the Delhi Agricultural Marketing Board under sub-section (2) of section 118 of the said Act, vide resolution No. 99/2015 dated 17.10.2015 and confirmed by the Director, Agricultural Marketing, Government of National Capital Territory of Delhi under sub-section (7) of section 118 of the said Act, are hereby notified namely:-

CHAPTER-I

1. **Short Title:** - These Bye-laws shall be called the **Narela Agricultural Produce Marketing Committee, Bye-laws, 2015.**
2. **Date of Enforcement:-** They shall come into force with effect from the date of their publication in the official Gazette.
3. **Definitions:** - (1) In these Bye-laws, unless the context otherwise requires: -
 - (a) **'Act'** means the Delhi Agricultural Produce Marketing (Regulation) Act, 1998 (Delhi Act No. 7/1999)
 - (b) **'Rules'** means Delhi Agricultural Produce Marketing (Regulation) (General) Rules, 2000.
 - (c) **'Committee'** means the Agricultural Produce Marketing Committee, Narela as constituted under Section 36 of the Act.
 - (d) **'Office of the Committee'** means the Head Office including the branch offices of the Committee, if any.
 - (e) **'Principal Market/Subsidiary Market'** means any area/areas as may be notified under sub-section (2) of section 23 of the Act.
 - (f) **'Agricultural Produce'** means all agricultural produce as notified under Section 4 of the Act.
 - (g) **'Auction Site'** means the place or places, in the market approved by the Committee for auction of Agricultural Produce.
 - (h) **'Licensee'** means a person who is holder of valid licence granted by the Committee.
 - (i) **'Proposition'** means formal proposal.



- (j) **'Transporter'** means a person who is either the owner or the person incharge of the vehicle employed for carrying agricultural produce for marketing in the Market Area.
- (k) **'Unit'** means the filling in a bag or a container as fixed by the Board for various items of agricultural produce under Rules 30(1).
- (l) **'Weighing'** includes putting the filled bag or container on the scale, adjustment or weight and putting it down from the scale.
- (m) **'Palledar'** means a person who fills or empties a bag or container and even filters the grain and also loads & unloads bags/sacks.

(2) The words and expressions not defined in these bye-laws shall have the same meaning as given in the Act and Rules.

CHAPTER-II

4. Time and place of meeting: -- A meeting shall ordinarily be held at the head office of the Committee at least once a month on the date, time and place fixed by the Chairman. The Chairman may at his own discretion or shall on requisition in writing of not less than half of the members constituting the Committee call an emergent meeting. The Chairman may for administrative convenience on a matter urgent and important, which cannot wait till the next meeting, get the opinion of the committee by circulation of papers amongst the members, the papers so circulated shall, however be placed before the committee for confirmation at its next meeting.

5. Manner of convening a meeting and of giving notices thereof:- Notice of every meeting with agenda shall be issued by the Chairman or under instructions of the Chairman, by the Secretary of the committee, at least seven days before the date of the meeting. Every such notice shall state the place, the date and the hour of such meeting. Every item of agenda shall be in the form of regular proposal complete in itself. A copy of notice shall also be sent to Vice-chairman of the Board or any other person authorized by him in this behalf, for information. Papers relating to any subject including in the agenda of any meeting shall be open for inspection to every member at the office of the committee during the usual office hours. An emergent meeting may be convened at a shorter notice but not less than two days.

6. Quorum at meeting:-

1. Five members shall constitute the quorum at a meeting of the Committee.
2. 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.
3. No business shall be transacted at a meeting of the committee unless the quorum is complete.
4. If a meeting has been adjourned for want of a quorum, no quorum shall be necessary for the next meeting for transaction of the business.
5. If any member including the Chairman and Vice-Chairman, fails to attend three consecutive meetings without leave of the Committee, it shall amount to misconduct and negligence on his part and the committee may proceed to take action against him under section 50 of the Act. But for any natural calamity, giving prior information is un-punishable under rule.

7. **Conduct of proceeding and presidency of a meeting:**

1. Any member wishing to bring any proposition before the committee shall give a written intimation to the Chairman of his intention of doing so, with a draft of the proposition so as to reach the Chairman at least 10 days before the date of the meeting and every such proposition shall be included in the agenda of the meeting.
2. Any matter which is not included in the agenda shall not be brought forward for discussion at any meeting except with the prior permission of the Chairman.
3. Any proposition, amendment can be forwarded in the meeting for discussion by any member, but it must be proposed by one member and seconded by another. Introduction and discussion of any proposition without being seconded by another member will not be entertained for discussion in the meeting but if the Chairman brings any proposal or any subject or amendment, it can come up for discussion without being seconded by any other member.
4. Every proposition and amendment so moved shall be recorded in the minutes with the name of the proposers and seconders.
5. When a proposition or an amendment has been proposed, seconded and recorded, the members present shall be entitled to discuss the same.
6. The Chairman may allot time to different members desirous of speaking on any proposition or amendment.
7. When amendment has been brought to any proposition, the amendment be put to vote first and if it is carried, it shall become a substantive proposition and shall be put to vote as such. If it is not carried, the original proposition shall be put to vote. When there are more amendments than one they shall be put to vote in the reverse order to that in which they were proposed.
8. Every meeting of the Committee shall be presided over by its Chairman or in his absence by its Vice-Chairman but if both are absent by any one of the members elected by the members present to act as Chairman for the occasion and such Chairman shall have, for that meeting, all the powers of the Chairman and be designated as such.

Provided that if the Chairman or the Vice-Chairman returns during the meeting, he shall resume his powers as Chairman from the temporary Chairman.
9. The Chairman shall be responsible for preserving order in the meeting and shall decide all points of order that may be raised therein. There shall be no discussion at the points of order unless the Chairman considers it necessary to seek the opinion or advice of any member present and Chairman's decision shall be final.
10. Any member may call, attention of the Chairman to a point of order even when a member is speaking. On a point of order being raised, the member addressing the meeting shall resume his seat until the question has been decided by the Chairman.
11. If any one or more members present at a meeting refuse/refuses 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 adjourned, the subsequent proceedings 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's book the reasons for such adjournment unless he is prevented by sufficient cause from doing so.

12. The Chairman may after calling the attention of the meeting to the conduct of the member who persists in irrelevant or intedious repetition of his own arguments or of arguments used by other members, direct him to discontinue his speech.

13. The Chairman of the meeting may direct any member whose conduct, in his opinion, is disorderly to withdraw immediately from the meeting and any member so ordered to withdraw shall do so forthwith and shall unless recalled by the Chairman, absent himself during that meeting. The Chairman may cause to be summarily removed from the meeting any member who disobeys any order made under this Bye-law.

14. If any proposition or any amendment is passed either with or without any amendment with majority of votes in favour or with full unanimously, Chairman will declare the same resolution as passed. No further discussion or review will be taken after this.

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

16. The Chairman may, for reasons to be recorded in the minute Book, postpone or cancel any meeting called under these Bye-laws. This information should reach the Vice-Chairman and members well in time before the date of the said meeting.

17. Amendment to any proposition before the committee be moved after the original proposition has been duly moved seconded and recorded.

8. **Manner of Voting:-**

1. Normally the method of voting will be by show of hands. But if the Chairman wishes, voting can be done by secret ballot paper system.
2. Except otherwise provided in the Act, Rules or Bye-laws, all questions that may come up before a meeting of the committee shall be decided by majority of votes of the members present and in case of equality of votes, the Chairman of the meeting shall have and may exercise a casting vote.

9. **Proceedings of the meeting:-**

1. Proceedings of the meeting of the Committee shall be recorded in Hindi/English by the Secretary of the committee under the instruction and the supervision of the Chairman of the meeting and shall be signed, by the Secretary & Chairman of the committee with date.
2. Recorded proceedings of the meeting shall be read out in the next meeting of the committee as the first item on the Agenda and the members who were present in the former meeting shall have the right to question the correctness of the recorded proceeding, which shall be corrected with such modifications as may be decided upon to bring those in conformity with facts. In case of any dispute about the correctness of the proceedings, the matter shall be decided in accordance with the majority of the votes of the members who had attended the former meeting and are present.

3. Proceedings of each meeting shall be recorded in the Minutes Book kept by the Committee for the purpose and shall be placed on the table of the Committee for reference by the members thereof and shall at all reasonable times and without any charge be open to their inspection. The Secretary of the Committee shall keep the Minutes Book in his custody.
4. A resume of every discussion with the number of votes for and against such motion or amendment shall be recorded by the Secretary under the instructions of the Chairman of the meeting. A complete and accurate record shall be kept in the Minutes Book to indicate whether a member did not cast vote or voted for or against a proposition on an amendment.
If a resolution is based on a certain report, letter or document substance of such report, letter or document shall be incorporated in the Minute Book.
5. Action Taken Report must be submitted in every third meeting of the committee to ascertain the progress.

10. General:

1. If any member of the committee senses some corrupt practices indulged in by some official of the marketing committee or doing certain doubtful and anti committee activities or violating rules and regulations, the same should be brought to the notice of the Chairman in writing with solid evidences. For such irregularities, record of the official recording bids at an auction and other entries in the auction register can be checked by the member and complaint to the Chairman made in writing. The Chairman will order inquiry by the Secretary and take further necessary action.
2. Every member of the committee has the right of obtaining information regarding any work done by the committee or supposed to be done by it, through a written notice and the Chairman is bound to provide him such information. But such a demand should reach the marketing committee office four days in advance of any meeting. However the Chairman can refuse requests for information, if he thinks divulging such details can go against the interests of the committee. He will have to tell the reasons of his action in this regard to the members of the committee in the following meeting.
3. No matter, which has finally been settled, can be taken for discussion, until review application has been received in the office of the committee for next meeting agenda.
4. No member shall be entitled to attend a meeting in which matter in or against his interest is to be discussed.

11. Powers Privileges and Obligations of members

1. Every member of the Committee shall be watchful over the activities of the Market Functionaries in the market and all cases of contravention of the Act, Rules and Bye-laws shall be reported to the Chairman or the Secretary of the Committee there and then.

2. Every member of the committee is entitled to get compensation allowance on account of any accident, emergency or going out of station for study tour relating to marketing activities or any related matter.
12. **Imprest** – Amount of Rs. 15,000/- shall remain as imprest money with the official / officer authorized by the Chairman of the committee. If this amount of Rs. 15,000/- is to be increased, it can be done only with the permission of Vice-Chairman, DAMB..

CHAPTER-III

13. **Marketing Committee Fund Expenditure and Accounts Marketing Committee Fund:**

Marketing Committee Fund

1. All remittances to the Bank shall be accompanied by the counter-file of the receipt and deposited by the Treasurer/Accountant/Cashier or any other authorized person in the accounts of the marketing committee and the entries of the same shall be made in the Pass Book.
2. Pass Book issued by the Bank and the entries of money made in it and other accounts Book of the committee as cash book, ledger, etc. shall after due inspection by the authorized person be daily sent to the Chairman/Secretary or any other authorized person for this purpose, for counter signature. If any discrepancy or omission is found therein, it shall at once be brought to the notice of the Chairman/Secretary and the concerned Bank and rectified.
3. All withdrawals from the Bank shall be compared with the Bank accounts register with the Bank by the Accounts Officer, Assistant Accounts Officer, Officer/Incharge Accounts Branch, Accountant or Dy. Secretary and then a certificate will be issued and a copy of the same shall be sent to the Secretary/Chairman of the Marketing Committee and the Board.
4. Provided that the Marketing Committee may grant administrative approval and expenditure sanction for development work upto rupees thirty lacs.

14. Budget:- The Marketing Committee shall annually hold a special meeting of the members to prepare the budget of Income and Expenditure for the following year. The budget shall be submitted to the Vice-Chairman by the specified date for approval as per rules. Expenditure from one head to another can be done only with the prior permission / approval of the Vice-Chairman of the Board and no such expenditure shall be incurred till its provision in the budget is approved.

15. Market Fee:- Subject to the Rule 38, the Market Fees shall be paid on advalorem basis @ one rupee per hundred rupees worth of produce purchased.

16. Exemption from payment of fees:- No market fee shall be levied on the sale or purchase of any agricultural produce in respect of which such fee has already been paid in the same market area.

17. Refund of certain amounts dues:-

1. (a) If any sum has been deposited for the grant of licence which has in fact not been issued, or
 - (b) A person has wrongly applied and paid for and been granted two or more licences of the same nature for the market area or
 - (c) Any market fee has been recovered in excess of the amount actually due, or
 - (d) Any market fee has been recovered on a transaction which is exempted under these Rules, or
 - (e) Any money has been paid by mistake, the Chairman of the committee, shall on a written application being made within six months of such deposit and after such enquiry as he may consider necessary, order the refund of appropriate amount, which shall be refunded to the person concerned after preparing refund bill,
2. The application for refund shall contain such particulars as necessary to enable the amount of refund claimed to be traced out.

CHAPTER-IV**18. Format for obtaining licence**

Following is the format for seeking licence under Rule No. 15 (3)

Category of Licence	Class of Licence	Security Amount in Rs.
A	Traders (wholesalers) including Flour Mills, Oil Expellers, Dal Mills, who purchase the agricultural produce to sell it after processing.	Rs. 1000/-
B	Commission Agents carrying on business in the principal market or subsidiary market.	Rs. 1000/-
C	Brokers operating in principal and subsidiary markets	Rs. 1000/-
D	Processors, Warehousemen including working in cold storage and godowns.	Rs. 1000/-
E	Retailers having established premises for carrying on their business and selling to consumers only in the market area excluding the principal and subsidiary market.	Rs. 500/-
F	Weighmen, Measurer, Surveyor and other similar market functionaries recognized by the Committee.	Rs. 100/-
G	Palledar	Rs. 10/-

19. Grant of Licence:

1. If any trader/person tries to conduct business in notified commodities in the notified market area/yard without taking licence from the Marketing Committee, action under rules can be taken against such a person by the Secretary of the committee or any other person authorized by him.
2. All applications for the grant of Licences may be tendered in the office of the committee and on the prescribed proforma for the purpose and shall be

- accompanied by full fee, security amount. Registered AD or application through post will not be entertained.
3. All applications received shall be chronologically entered in the Register maintained for the purpose by the committee.
 4. Acknowledgement of the receipt of application, fee and other security shall be issued by the Secretary or any other officer authorized by the committee.
 5. After making such inquiries as may be deemed fit and satisfying itself about the correctness and the completeness of the application, Marketing Committee shall grant licence to the applicant.

20. Non Transferability of licences:

1. Every licence issued by the Marketing Committee is valid for the person in whose name it is issued. The licensee shall not transfer or sublet it to anyone else in any way for use. Except blood relation, no change in the constitution of the firm can be effected. If the original licensee adds one or more partner in his firm and tries to replace himself, he will automatically cease to be licensee and his licence shall be deemed as cancelled.
2. A licence shall be deemed to have been cancelled if it is transferred or sublet and the decision of the committee shall be final.

21. Marketing of Agricultural Produce – Retail Sale: All sales to a consumer of one or more than one agricultural produce in a day not exceeding 5 quintals shall be construed to have been made in retail sale.

22. Sale of Agricultural Produce:

1. Agricultural Produce intended for sale shall be brought into the market in such manner and at such times as the Marketing Committee may from time to time direct.
2. All vehicle and persons with head-loads entering the market yard must pass through the entrance Gate after obtaining the necessary gate pass issued by the Marketing Committee at the entrance and on payment of such fees as is prescribed. On the exit gate each vehicle will be issued a gate pass without charging any fees.
3. All consignment of agricultural produce processed or unprocessed arriving in the Market Area for purposes of sale shall be brought into the Principal market yard/Subsidiary market in the first instance.
4. As soon as the vehicle-load or head-load arrives to commission agent, it will be incumbent on such commission agent to get them unloaded on the auction site for inspection of purchasers.
5. Soon after the transaction is over the Purchaser shall arrange its counting/weightment through a licensed weighmen. The weighmen shall execute weightment slips in triplicate on Form B-I. The first copy shall be delivered to the seller, the second to the commission agent and the third retained by himself. It shall be incumbent on every weighmen to produce their weightment books in the office of the Marketing Committee for inspection every day.
6. Soon after the weightment of produce, the commission agent will prepare his bill on Form 'J' appended to the Rule.

7. If the Weighmen is found weighing produce more/less, then the licences of both i.e. Weighmen and Commission agent will be suspended/cancelled
8. If there is no filtration or winnowing of the agricultural produce of the farmer, and charges have been taken from him for this work; responsibility, will be on the commission agent.

23. Method of Sale:

1. All sale of the Agricultural Produce shall be affected in the presence of the representative of the committee through open auction but in special circumstances, the auction can be done through samples with the permission and due approval of the Marketing Committee / Secretary of the committee or any other officer authorized by the Secretary of the committee.
2. Daily auction shall start and end and in all blocks in the market at such time as may be decided by the Marketing Committee from time to time.
3. Only licensed buyers shall be allowed to offer bid in auction. All the prospective buyers should assemble at the Auction sites at least half an hour before the start of auction.
4. If any trader, commission agent or any other person is found trading in contravention of the instruction issued by the Marketing Committee in this behalf, the Chairman, Secretary or any other officer of the committee duly authorized by it may take his goods into his possession and dispose it off in the manner as may be specified by the committee after consideration of the reply given in the response to show-cause notice.

CHAPTER-V MISCELANIOUS

24. Acceptance of bids:- Ordinarily, agricultural produce shall be sold to the highest bidder. The seller, however, shall have the option to refuse to sell to the highest bidder or keep it reserve for sale. On the next day, however he will have to do so at the same time.

25. Units of Quotation:- All licensed traders or commission agents shall give their quotation only in terms of such unit/units as are specified by the Marketing Committee with the previous approval of the Vice-Chairman of the Board.

26. Storage:-

1. The Agricultural produce brought into the market premises for sale, if remains unsold due to farmers refusal, can be taken back home by the farmer or kept in store with the commission agent or any other place of storage in the market area. If kept with the commission agent, a receipt showing name and quantity and quality of the commodities will be given to the farmer under his signature and such information will be given to the office of the marketing committee. If the farmer/seller takes his stock back for sale in the same market or wants to take it back home or to any other place, he can do so after due permission of the committee. If unsold goods are taken back after 15 days then the

market fee of the same produce will be deposited on the prevailing prices in the office of APMC.

2. The committee shall manage storage of farmer's agricultural produce brought for sale against any natural calamity for three days only and no rental charges will be taken by the committee.
3. The owner of the godown in which agricultural produce has been stored or is withdrawn shall intimate the committee about the stored produce on Form 'B-2'.
4. Agricultural Produce of any licence holder shall not be stored in un-registered godown. For change of place of storage/godown, the licensee holder shall have to apply to the Marketing Committee.
5. The committee may issue such direction from time to time, as it thinks necessary for regulating the storage of agricultural produce in the Market Area.

27. Trading hours and closing days:-

1. The Market shall be opened all days except Wednesday and other National Holidays during the year as may be decided by the Committee from time to time.
2. The Chairman or in his absence the Vice-Chairman with the written consent of two members including a farmer may under compelling circumstances order that trading on any particular day shall commence and terminate at hours other than those specified by the Marketing Committee in respect of auction and trading.
3. Only licensed buyers shall be allowed to offer bids in Auction to purchase through open auction.
4. The Gate Pass issued by the Marketing Committee to Vehicles shall be valid upto eight hours from the time of its issue.

28. Duties of Licensed Traders and Commission Agents:

1. The licensed trader / commission agent can change his place of business only after seeking written approval of the marketing committee. Information received after the change shall be considered as violation of bye-laws. The Marketing Committee will take necessary proper action within 15 days on such applications, otherwise the application shall be deemed as granted.
2. Every licensed trader shall furnish a daily report in form 'L' as in Rule 39(1) of the purchasers and / or sale made by him or through him within the Market Area and all such other returns as may be required by the Marketing Committee.
3. If there is any loss/damage due to rain or any other natural calamity after transaction through bid is complete, no deduction shall be made from the farmers/sellers. This means the commission agent is wholly responsible for the safety of the sold commodity.
4. It shall be the duty of the Buyer or his agent, if any, to examine the agricultural produce closely and make a separate note of the quality etc, of the lots to be sold by the sellers and or their commission agents half an hour before the sale time, so that he may bid when the produce is auctioned by the Marketing Committee. When the rate is fixed the transaction shall be entered

in the Form prescribed by the Committee. The bargain so struck shall be binding on both the parties.

5. Every trader acting as a commission agent shall keep regular and separate accounts of his sales and purchase. Such an account shall be produced for inspection on demand by the Secretary or any other officer of the Marketing Committee.
6. All traders shall have their weights and measures or weighing scales or machines kept in prominent places. No weighment or measurement shall be done after the trading hours prescribed by the Marketing Committee.
7. Every Licensed Traders/Commission Agents shall work with his licence every year. In case of non-functioning, licence can be rejected/withdrawn/cancelled.
8. Licensed Traders/Commission Agents shall not tempt any farmer in any way coming to the market for sale of his goods, he will also not execute any business deal with the seller at the gate and outside the market yard. In case of such violation of the bye-laws, proceeding under section 123 shall be initiated against the commission agent/trader.
9. Every Traders/commission agent shall not pile up the stocks in the market yard but under special circumstances permission of the marketing committee be obtained by calling the meeting. Such piled up stocks shall show the date of its setting and also the name of the firm in conspicuous letter. Such piled up stocks must have date and firm's name otherwise it will be seized under rules by the marketing committee.
10. Agricultural produce shall be unloaded as per gate pass and gate pass number must be written on J-Form.
11. No Agricultural produce shall be unloaded on the way either in the main Principal Yard of its Subsidiary yards.
12. Unloading of agricultural produce shall be done at the fixed plain spot for auction and the purchaser shall have to carry away the purchased produce within 24 hours of sale.
13. All weighment and measurements of agricultural produce shall be made on the same day i.e. on the day of purchase. If for any unavoidable reason weighing is not possible on the same day, it shall be done on the next day and the rate of purchase shall be the rate originally agreed upon. And if there is some damage due to natural calamities during this period, responsibility will be fixed on the commission agent.
14. Every Commission Agent/Trader will keep the record of daily sales and purchases and other allied matters in the prescribed books, set by the marketing committee from time to time. Such record shall be submitted to the Secretary or any other officer authorized by the marketing committee on demand for inspection and verification.
15. It shall be the duty of the traders/commission agent to register daily total arrivals of the produce in arrival register/auction register. The agricultural



produce, which is not to be registered in the specific register, must be brought in writing to the notice of the Marketing Committee within 24 hours.

16. The Agricultural Produce having come for sale with the commission agent must be looked after as regards its safety by the commission agent.
17. Every commission agent shall prepare a receipt in quadruplicate in the prescribed form supplied by the Marketing Committee on payment. The original receipt shall be given to the seller at the time of payment of sale proceeds, the duplicate shall be submitted to the Marketing committee the following day, triplicate shall be given to the buyer and forth copy shall be retained by the commission agent for his record. Where no commission agent is engaged, the buyer shall prepare the receipt in triplicate and shall distribute the same as above.
18. Every commission agent/ traders will keep his stock register ready every year and verified by the concerned authority in the office of the marketing committee.

GENERAL

29. Assistants of Traders and Commission Agents:-

1. Traders and commission agents may employ their assistants to work on their behalf, in the principal market or in the market area. They shall issue identity cards to such accountants (assistants) and shall be responsible for their action.
2. No person other than those whose names appears in the licence of a trader and commission agent shall be allowed to work in the Market Yard, on his behalf.
3. The Licence of a Trader/Commission Agent or Broker is liable to be cancelled, if he allows any person/persons whose names does not/do not appear in the register of the Marketing Committee or without having Identity Card issued by the licensee to operate in Market Area, on his behalf.

30. Duties of Weighmen, Measurers and Surveyors:

1. Every Licensed Weighmen or Measurer or Surveyor shall render such assistance in realization of market fee and prevention of the evasion of the market fee and of any breach of Rules and Bye-laws as may be required by the Marketing Committee.
2. Every Licensed Weighmen or Measurer or Surveyor shall not take up any service under a trader or a commission agent.
3. Every Weighmen and Measurer shall use only the standard weights and measures.

31. Prevention of unauthorized person from operating in the Principal Yard/ Subsidiary Yard/ Market Area.

1. The Chairman, the Secretary and other employee of the committee shall be empowered to demand the production of such proof of his bona fides from any

person/persons suspected of operating in the Principal Yard/ Subsidiary Yard/ Market Area without proper authorization.

2. All licensees shall report to the Marketing Committee cases of operation by the persons suspected to be operating without a licence and / or badges etc.
32. **Badges and token to be worn:**
 1. Every weighmen and Measurer and Palledar shall be supplied free of cost with a suitable badge as soon as the licence is issued.
 2. In case of loss, mutilation or any other defacement of the badge the Committee shall be entitled to require the licensee to reimburse to the Committee the cost of badge as decided by the Committee or by any other officer empowered in this behalf.
 3. Badges shall be worn only by the persons holding a licence in respect of which such badges are granted and are in any case not transferable. A breach of these Bye-laws shall cause the cancellation or suspension of the licence.
33. **Equipment:-**
 1. The committee shall direct the traders, the commission agent, the weighmen, the measurer and the surveyors keep such equipment, as it thinks necessary.
 2. The Marketing Committee shall arrange for Weigh Bridge in every notified principal market/subsidiary market and keep at least one or more such Weigh Bridge installed at entrance and exit gate of the market. Number of such Weigh Bridge shall depend on the quantity of arrival of agricultural produce in the market.
34. **Price to be fixed for product:-**

The price/quotation given or communicated by the traders or the commission agent shall be deemed to be for the agricultural produce only and not for the articles used as a container thereof unless otherwise specifically provided in the Bye-laws.
35. **Counter Balance in Weighment:-**

The weighmen with whom the produce is weighed, shall in each case clearly state in his weighment slip, the counter balancing weight equivalent to the weight of the rope or gunny bags or any other articles used as a container for the agricultural produce weighed, which was added on the weight side of the scale.
36. **Payment of Sale Proceeds:-**

It shall be incumbent on the commission agent to settle the accounts and taking its weight and to make arrangement for prompt payment of sale proceeds.
37. **Advance to Agriculturists:-**

All licensed commission agents shall keep a separate account books in respect of each borrower for the advance given by them.
38. **Disposal of Complaints:-** On receipt of a written complaint regarding the matters relating to the sale and purchase of agricultural produce in the market, the Secretary shall conduct an inquiry and shall make a report to the Chairman. The Chairman shall take such steps, as he thinks necessary, in accordance with the provisions of the Act, Rules and Bye-laws.

39. Publication of Directions:-

1. All directions issued by the marketing committee for the general guidance of the persons using the Market shall be deemed to have been published when notice containing such directions is pasted on the notice board.
2. The Marketing Committee may, if it thinks necessary, issue such notices to be served on the persons concerned or to be published in the local newspapers.

40. Licensee to Assist in Smooth working of the market:-

The Marketing Committee may take any action as it deems necessary i.e. suspension, cancellation or debarment from holding a licence from the Marketing Committee or the forfeiture of a part or the whole of the deposit/security kept with the Marketing Committee, against any person, who in its opinion is responsible for such commission or omission, as is calculated to impede the smooth working of the market.

41. Inspection and submission of accounts books:

1. All traders, commission agents are required to submit for examination and inspection their account books, ledgers, etc. on demand by the Chairman or in his absence by the Vice-Chairman or the Secretary of the Marketing Committee or any other officer/officials authorized by the Secretary in writing.
2. Such inspections shall be limited to obtaining information relevant to the matter under investigation, and information so obtained shall be used only for the legitimate purpose of the Marketing Committee.

42. Composition of Offences:-

When an offence is committed under the Act or Rules or Bye-laws made thereunder, is resolved to be compounded under section 122 of the Act, the Secretary of the committee and other officers as authorized by Director shall be competent to realize the amount of composition fee from the concerned market functionary after giving the reasonable opportunity of being heard.

- 43. Publication or Proceedings:-** Proceedings of the Marketing Committee or any of its sub-committee shall not be published in the press by any person unless so authorized by the Chairman.

- 44. Sale of Bye-laws:-** The Marketing Committee shall make available copies of Bye-laws for sale at a price of Rs. 50/- per copy.

45. Market Intelligence:

1. The Marketing Committee shall collect the data of prices and furnish the same to the authorities according to the direction given by the Director.
2. It shall collect information relating to arrival along with their places of origin, stock, dispatches, destination-wise and submit weekly reviews and returns on the prescribed proforma every Friday.



3. The information relating to ruling prices shall be sent by Telegrams/Telephone to quarters concerned or any other agency suggested by the Director.,
4. The daily ruling market prices shall be displayed by the Secretary, Marketing Committee on the Notice Board. It may get prepared charts, graphs and other statistical data, relating to the marketing and displaying the same in its office.
5. The Marketing Committee shall follow any other instructions given to it by the Director from time to time in this behalf.

46. Parking of Vehicles:-

All commercial vehicles shall be parked in the parking area and vehicles coming in the market for bringing or taking agricultural produce shall be parked in such manner as may not cause traffic hazard failing which the vehicle driver including the commission agent/trader concerned shall be held responsible and shall be liable to be punished for breaching the bye-laws, by way of penalty as prescribed under rule 45 of the rules.

47. Safety and Security of Marketing Committee Property:-

No person shall cause damage to any property of the Committee in any way such as breaking the wall, roads, electric and water fitting or sticking bills or writing advertisement upon walls or defacing in any other way. Any breach shall be punishable by the Marketing Committee/Secretary of the Committee with a penalty which may extend to five thousand rupees.

48. **Market service fee & incidental service fee:-** No functionaries shall charge, in any transaction more than the Maximum amount thereafter provided for his services actually rendered:

Amount Payable by Purchaser

On Total Value

1. Dami/Commission

- (a) Commission of all kind of commodities 2%

2. Commission (Arhat)

- (a) Arhat of all kinds of commodities 1.50%

3.

A	Service fee paid by Purchaser	Revised Labour charges (Rs. per Qtl.)
i.	Filling of Wheat/Paddy/Mustard etc.	2.65
ii.	Sewing	0.70
iii.	Loading of Wheat/Paddy etc.	2.00
iv.	Dhaang	1.95
v.	Weighing	1.85

B	Service fee paid by seller	Revised Labour charges (Rs. per Qtl.)
i.	Unloading of loose commodity	1.35
ii.	Unloading of commodity in bags	1.85
iii	Kaat/Jharai	1.15
iv	Chadhai (by broom)	0.70

By order,

(V. P. RAO)

**DIRECTOR AGRICULTURAL MARKETING
SPECIAL SECRETARY (DEVELOPMENT)
GOVT. OF NCT OF DELHI**

AGRICULTURAL PRODUCE MARKETING COMMITTEE _____
DELHI.

FORM B-1

[See Bye-Laws 22(V)]

No.

Dated :

Name of the Weigh man _____

Licence No. _____

Gate Pass No.	Name of Produce	Quality/weight/Number
1	2	3

1.
2.
3.
4.
5.
6.
7.
8.
9.

Weight of container & Number of contains	Net Weight/Quantity in No.
4	5

1.
2.
3.
4.
5.
6.
7.
8.
9.

Signature of Weighmen

AGRICULTURAL PRODUCE MARKETING COMMITTEE _____ DELHI.

FORM B-2

[See Bye-Laws 26(3)]

No. _____

Name of the Ware-Houseman with Address

Dated: _____

Received the following Agricultural Produce from _____

Issued the following Agricultural Produce to

Storage

Withdrawal

Name of Agricultural produce	No. of Package/Bags	Weight	R. No.	No. of Package/Bags	Weights

Rate _____

_____ Period

for _____

Storage Charges Paid _____

Received the above goods in good and satisfactory condition with a copy of this form.

Signature of
Ware-Houseman

Signature of the Owner of Produce

Signature of the Weighmen

DELHI AGRICUTLURAL MARKETING COMMITTEE _____

No. F. 8/32/2006-DAM/MR/3239-53

Dated: 21/12/15

Copy to:-

1. The Secretary, Ministry of Agriculture, Govt. of India, New Delhi
2. The Agricultural Marketing Advisor to the Govt. of India, Dte. of Marketing & Inspection, NH-IV, Faridabad.
3. The Principal Secretary to Lt. Governor, Delhi
4. The Principal Secretary to Chief Minister, Govt. of NCT of Delhi.
5. The Secretary to Minister (Development), Govt. of NCT of Delhi.
6. The Staff Officer to Chief Secretary, Govt. of NCT of Delhi.
7. The Development Commissioner, Govt. of NCT of Delhi, 5/9 Under Hill Road, Delhi
8. The Chairman/Vice-Chairman/All Members of Delhi Agricultural Marketing Board, New Delhi through Secretary Delhi Agricultural Marketing Board.
9. The Dy. Secretary (GAD), General Administration Deptt. Govt. of NCT of Delhi with the request that the notification may be published in Delhi Extra Ordinary Gazette, Part-IV and copies of the same may be arranged for this office (two copies).
10. Agricultural Produce Marketing Committee, MNI, Azadpur, Narela, Najafgarh, Keshopur, Shahdara (Fruit & Vegetable Market Gazipur), Fish, Poultry & Egg Marketing Committee, Gazipur and Flower Marketing Committee, IFC, Gazipur, Delhi.
11. The Dy. Secretary, Law Department, Govt. of NCT of Delhi.
12. The Hindi Officer, Language Department, Govt. of NCT of Delhi
13. The Director, Directorate of Information & Publicity, Govt. of NCT of Delhi.
14. All the Members of the concerned Marketing Committee through Secretary of the concerned Marketing Committee.
15. Guard file.



(V. P. RAO)

**DIRECTOR AGRICULTURAL MARKETING
SPECIAL SECRETARY (DEVELOPMENT)
GOVT. OF NCT OF DELHI**