

9. THE GAZETIE OF NDIA : EXTRAORDD.JARY [PART 11—SEC. 3(ii).] fib a-12014/2/2003-ÄPTM 1. 1.1.2003 TT.31.Nio 1(31) 2. ü•ra (RAVIN) Bziwn 6iüEF1) 2093 28.2.2003 u• iFl.oq.qio B 14 THE GAZETTE OF INDIA : EXIRAOR.DR•JARY MINETRY OF COMMERCE AND INDUSTRY (Depanneut of Cmmmere) ORDER New Delhi, the 10th April, 2003 [PART II—SEC. 3(ü)! In exercise of the powers conferred by sub-section (3) and sub-section (5) of section 30 of the Tea Act 1953 (29 of 1953), the Central Government hereby "Ekes the following arrendRElts further to amend the Tea (Marketing) Control Order. 2003, nanEly: - (1) This Order may be called the Tea (Marketing) Control Second Amendment Order, 2003. (2) This Order shall come into force on the date of its publication in the Offidal Gazette

4. In the said Order, in paragraph 4, for the word "person" occurring at both the places, the "buyer" shall be substituted

6. In the said Order, for paragraph 7, the following paragraph shall be substituted, namely: - '

7.Filing of Returns Every registered manufacturer shall furnish to the Registering Authority a monthly return in Form 'E' or such other information as the Registering Authority may, by special or general order, call for from time to time. (2) •Every registered buyer shall furnish to the Registering Authority a quarterly return in Form 'F' or such other Information as the Registering Authority may, by special or general order, call for from time to time". 7. 'n the said Order, for paragraph 17, the following paragraph shall be substituted, namely:• - ' 17. Fees - Every application for the Issue of a licence or registration or renewal

thereof shall be accompanied by fees as specified below: - For Issue of licence For registration For renewal of licence Rs.2500/- Rs.2500/- Rs. 5001. 16 THE GAZETTE OF INDIA : EXTRAORDINARY [PART II—sec. Provided that a manufacturer with more than one manufacturing unit shall submit separate application for registration for each manufacturing unit: Provided further that a buyer having more than one office or branch shall submit only one application indicating addresses of all its offices or branches: Provided also that registration fee of Rs 2,500/- only is to be paid by a single applicant irrespective of the number of applications submitted by him for registration: Provided also that any manufacturer or buyer or auction organiser or broker who has obtained or applied for a registration or licence before the commencement of this Order, would be entitled to refund of the amount paid over and above what is now being specified under this Order". 8. in the said Order, the second proviso to sub paragraph (1) of Paragraph 21 shall be omitted

9. In the said Order, in paragraph 22, for sub-paragraph (1), the following sub-paragraph shall be substituted, namely: - "(1) Every registered buyer, as specified by a direction of the Registering Authority, shall, on and from the date of commencement of this Order, buy such percentage of his total purchase of tea, as may be directed from time to time by the Registering Authority in any calendar year, or such period, as may be specified in the direction, through public tea auctions in India, held under the control or auspices of the organisers of tea auctions licensed to do so under the provisions of this order: Provided that such percentage (as specified by the Registering Authority with the prior approval of the Central Government)". 10. In the said Order, for paragraph 23, the following paragraph shall be substituted, namely: - **23. Sale of Tea outside public auction** Every registered manufacturer who sells tea outside the public tea auction shall do so only to registered buyers or through his own retail outlets or branches directly to consumers or by way of direct exports and details of such sale shall be intimated to the Registering Authority through the monthly returns in form 'E' "

11. In the said Order, in paragraph 29, for the words "not below the rank of Executive Director", the words "not below the rank of Assistant Development Officer" shall be substituted. 12. In the said Order, in paragraph 30, sub- (2), the sub-paragraph shall be substituted, namely: - **" (2) The reasonable price for tea leave payable to the small grower shall be determined according to the formula taking into account the sale proceeds received by the grower manufacturer and to be specified by the Registering Authority from time to time and implemented in a manner determined by the Registering Authority with the prior approval of the Central Government"**

13. In the order, after paragraph 31, the paragraph shall be inserted, namely: - "32. Power to relax. • With the prior approval of Central Government, the Registering or Licensing Authority may, on its own or on an application submitted by a manufacturer or buyer or licensee, if satisfied that in enforcing compliance of any of the provisions of this Order, undue hardship would result to any manufacturer or buyer or licensee, for reasons to be recorded in writing, relax any of such provisions of this Order or exempt any manufacturer or buyer or licensee or any category of manufacturers or buyers or licensee from complying with such provisions of this Order"

14. In the said Order, the existing Form 'E' and Form 'F', shall be substituted, respectively: - "FORM - E Monthly return to be submitted by the Registered manufacturers other than Instant tea manufacturers Return for the month of... Name of the Manufacturing Unit Address Name of the Co. owning the Mfg. Unit 18 6. 7. 8. 9. to 11

12. THE GAZETTE OF : EXTRAORDINARY Board's Regn.No. TMCO. District State Central Excise Code/Regn.No. Central Excise Zone Tea Waste Lic. No. under TWCO Name of Producer Assocn. Member of and Membership No., if any. Whether Estate or Bought-leaf (including Co-operative) Factory Opening Stock of Made Tea (in Kgs) lying in the factory Type Of Tea Loose tea Packet tea C.T.C. Orthodox Green Or nic PART II—SEC. Total 13. Green leaf particulars (figures kgs.) during the month: sourced ' Quantity purchased Total Quantity received from own garden from outside quantity Quantity used for manufacture of tea 14. Average leaf price per Kg., paid for the month (in respect of Bought-leaf): 15. Quantity of teas (in Th.Kgs.) manufactured during the month (out of total Green leaves which is inclusive of garden own leaves as well as purchased leaves During Month... C.T.C. Orthodox Green January to ... Orthodox Green Total 16. Quantity of value added tea in consumer packs (Kgs) produced out of total manufactured tea indicated in column 15 during the month: During Month... LC. '17. e • -orthodox Green

Total C.T.C. Janua to ... Orthodox Green Total 17. Particulars of Tea Waste (figures in Kgs): TOpe⁻ning balance Quantity generated Quantity disposed of durin the month Excise Duty paid: durin the month Rate per KR Closing balance Total amount paid 3(ii)] 19. 20 21 22. 23. 24 25. Cess paid Tea Act, 1953: Sale of un-denatured Tea Waste (figures in k5): Quantity sold Date Tea Board Authority, letter Number and date Dalaturing of Tea Waste (figures in Kgs): Quantity. denatured Date Tea Board Authority, letter Number and date 19 Total amount paid Names of the buy%S and their Tea Waste Licence Number Name and Designation of official before whom erformed. Sale of denatured Tea Waste (figures in Kgs): Quantity Date Names of the buyers Conversion of Tea Waste as compost (figuræ in Kgs): Quantity Date Tea Board Authority, letter Name and Designation of Number and date official before whom erfMmed. Destruction of Tea Waste(figures in Kgs) : Quantity Date Tea Board,Authority. letter Name and Designation of Number and date official before whom ormed. Sales during the month (A) Through Auctions: unti sold Name of the auction Centre CTC Orthodox uanti sold In K Darjeeling Green Tea Leaf Dust Others (Specify) Total Leaf Dust Kolkata Guwhti ri Amritsar Cochin Coomor Coimbatore Others S if TOTAL Leaf Dust ii Price Fulbed GAZTTE OF : EXTRAORDINARY Price realised Name of the auction Centre CTC Orthodox EART II—SEC. Total Darjeeling Leaf Ehst Green Tea Others (Specify) Leaf Dust Kolkata Guwahati Amritsar Coclin Coonoor Coimbatore Others S eci TOTAL Type of tea Loose Tea Packet Tea TeaBa s Leaf Dust Direct Ex orts; Durin the month uanti Price realised Durin the month . Price realised in Rs. in Rs. Per K (C) ii D) 26. M•rketing out side •ucthn in Indi* Sales to R istered Bu ers Type of tw uantit Loose Tea Paekd Tea Tea B s in K Sales to consumers Chmu Type of tz own retail outlet uanti in K neefcommission A uanti in K Durin the month ... Price realised nts Durin the month ... in Rs. Per K Loose Tea Packet Tea Tea Ba transfer to consi Type of tea Loose Tea Packet Tea Tea Ba Reserve/maximum retail rice n Rsfk GRAND TOTAL OF QUANTITY SOLD (A+B+C) : Gin to employee Closin f unsold Stock at the end of the months In K T OfTea Loose Ta Packet Tea Ba Orthodox Green Tea Others S ci TOTAL C.T.C. [3(ii)] List of Registered Buyers to whom the tea was sold/comigned outside auction during 27. 21 the month undet Name of Ad&ess Registered Registration Quantity Place from soldfttransferred wh•e tæ No. Total value realised(Rs) to buyer(kg) soWtransf«red excluding Sales Tax DECLARATION INe hereby certi& that the inf«nntion including figur• given in the above retum is correct and nut they can be verified from the records. Sigmture AUTHORISED REPRESENTATIVE. Place FORM - F Rotum to be submitted by the Registered Buyer for the period From ... to..

1. Nane the FimlCanpany etc.2.Address of Regd. Office with Tei.hone I Fax Na'E•meii: 3.Tee Board" Regn». under TMCO, 4.openIng stock of tee (in kgs) in the godown at the beginning of the paid under Fi ures in k Type of Tee Loose tee Packet tea Tee C. T.C Darjeelit' Green Otters S.QumtiW (In lqe) and Avg. price (Rs/kg) of prchued pmcurød In bulk durim. tte perbd urür •port Type of Tea Leaf Dust Type Dust C.T.C Qty. Price C.T.C Price Ortodox Qty. Price Orthodox price Q (Figure In kgs.) Great Da •edin Qty. Price Qty. Price F ures In eeli Green Q Price Q . Price Others Qty Price Otlere Price Total Qty Price Total Price 22 Type of Tea Leaf Dust Tea L eaf T! {E OF : EXTRAORDINARY c. Purchagesb wa of im orts for domestic sale Fl uresIn s. C.T.C price price Orthodox f Price Qt d. fmm Green Price Others Qt Price Fi uresin s. Da •eelin Price Qt price Total Q Price Others Qt Price —SEC. Totai Qt Price Quantity of tea in the fom of Packet tea, Tea Bags, Instant tea, Flavoured tea and Brewing Black tee during period under report y pFGfü⁻ Quanti _QnK s tea • "ÄGtant tea Flavoured Tea L Quick &ewinyBlack teg Marketing of Tea during the perlod under report : Domestic Saie (A) Type of tea Loose Tea Tea Bags Instant tea Flavou/EdÄä⁻ I Quick Brewing Black tea (B) Export Type of tea Loose Tea Packet Tea Tea Bags Instant tea F)avoured Tea ciuick Brewing Black tea h.fiurin Quantity (in kgs Price realised QCiÅntity (in Kgs) Durin Value (in Rs.) in Rs/K unit Price Rsfk 3(ii)] 8. Quantity received by consignee/commission agents by way of stock transfer and •reserve price n of Tea C.T.C price Q Leaf Dust Orthodox Q Price Fi ures in k s. Dareelin Green Q Price Qt . Price Others Qt . Price Total 9. ConsigneelCommission Agent shall furnish additional information prescribed below: Name of the Type of teas CTCI Leaf/ Dust, Consignor Orthodox Leaf/ Dust, Darjeeling Leaf/ Dust Green Quantity received Quantity sold the price as Remarks during the period under period under report re ort k s Total value realised excluding sales tax DECLARATION IWe hereby certify that the infamation including figures given in the above return is correct and that they can be verified frmn the records. Signature AUTHORISED REPRESENTATIVE Place : Date : Shall be submitted for the first time. The Infonnatbn should be filled In wherever applicable.

' Foot Note [F. No. T-12014W2003.Plant L. V. SAVTHARISHI, Addl. secy. I. The principal notification was published vide S.O.No. I(E) dated 1.1.2003

2. The Tea (Marketing) Control (Amendment) Order, 2003 was vide S.O. No. 247(E) dated 28 2.2003. Printed by the Manager. Govt. of India Press, Ring Road, Mayapuri, New Delhi-110064 and Published by the Controller of Publications, Delhi-110054.

