

CHHATTISGARH KRISHI UPAJ MANDI ADHINIYAM, 1972

82—3+1 .3iT.AT4E(/17/2002. 2-+2004 24, 1926 12 2004 164 (2) 04/3) 1. 2. (qzö) 13 2004 2004) 3-7ffrq-tr, 2004 1972 (75.2q711973 -ü 3TfrXfrTfi?T (€öxq) 36xfrrxq, 2004 t." OTT. 37ffrÆH,-1972 F. 24 Ft 1973) (Gil >3.— Tfq .(€OFT) 2003 (FR. 9 2003) frafiq t. 12 2004 348 (3) () ,2004 6 q 2004) t. CHHAITISC}ARH . (No. 6 2004) TIE CHHATTISGARH KRISHI UPAJ ADHINIYAM. 2004 'An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973). Be it enacted by Chhattisgarh legislature in fifty fifth year of Republic of India as follow Tite und (1) This Act may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan). Adhi- niyatn, 2004, 13 3-TH 2004 It Shall come into force from the date of its publication in official gazette. In sub-section (1) of section 66-A of the Chhattisgarh Krishi Upaj Mandi Adhini- yam, 1972 (No. 24 of 1973) (hereinafter referred to as the principal Act) for the words "Commissioner of Division" the words "State Government" shall be substituted. The Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Ordinance, 2003 (No. 9 of 2003) is hereby . qTH3iT. gra # VEFTf\$d—2004. Amendment of sec• tion 66•A. Repeal. 3i.RßW17/2002. " ft. Q. 30-5-2001. " 1927 1 26/21 /06 o I -02-2006 101 102 2. 3. 4. 5. 6. 8. 2006 9 2d06) 2005 36 37 44 2006 9 2006) (üüqq) 2005 1972 24 1973) () (üivå) 2005 e. 1972 (h 24 1 973) (2. 3. 4. qi(T2 (s g-g-g.g: g) ' "@3fi7 , , 32 (1) (2) (3) URI 3 1 413æÄiT *ITT. iifi. 32-@3 36 (1) q-Nrfr. (2) 37 44 5. 6. ütr 8. (2) (3) (4) (5) 10 2006 a-daft-f-a qlqrft. {RT , , rrUF-n t41tr-37fi "41 3'*fipif 37 - 08 , ä afri-d {fü-e--(*Ifi. 3WRT (3) 41 xra •fi VT(T-44 (<q-g•) : (qæl- s, g,) 2004 10 qatr 2006 - 45 (1) . 1 956 «fi:qföd fie [Ul@irr, , fifi Ä. auz -3 102 (4) (a) (q) qtrriJT 2006 ü-qofi, , -6t:T qfßH *TTT. (14) , , «g-RQÄ, ta a-ü -a-til. 2006 fifi grefq, qfä üTü. , (Nuq) 2. 3. 4. 5. - 10 - 13 F-äi - 14 •.m•; , •ft-nx , (TN) ii qu-å 2066 . 16 3T?fi7. ur füE «oz-17 auz-'18 3i*7... 3ftfi7 2..... t-43fr.. 2006 H, Bffff, OT , (€rü) 34TR 2006 i 1 26/2 1-341/ 348 (3) (üi1*F) 2006 (No. 9 2006) THE CHHATTISGARH KRISHI UPAJ MANDI (AMENDMENT) ADHINIYAM. 2005 TABLE OF CONTENTS Clauses : 6. 2. 3. 4. 5

8. Short Title and Commencement Amendment of Section 2 insertion or Section 32-' A' Amendment (jf Section 36 Amendment of Section 37 Insertion Of Section 37- 'A' Amendment of Section 41 Amendment of Section 44 2006 CHHATTISGARH ADHINIYAM (No.9 2006) THE CHHATTISGARH KRISHI UPAJ MANDI (AMENDMENT) ADHINIYAM, 2005 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973) Be it enacted by the Chhattisgarh Legislature in the fifty-sixth year of the Republic of India as follows :- 2. 3. () This Act may be called the Chhattisgarh Krishi (Upaj Mandi (Amendment) Act, 2005. It shall come into force from the date of its publication in the official gazette. (2) In sub- section (1) of Section 2 of the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973) (hereinafter referred to as the Principal Act), (i) After clause (ee) the following clause shall be inserted namely (eee) (eeee) (eeeeee) (eeeeee) "Contract farming" means farming of agriculture produce on contract basis by a person on his land under a written agreement with another person to the effect that his farm produce shall be purchased at a rate specified in the agreement ; "Contract farming agreement" means the agreement made for contract farming between contract farming buyer and contract farming producer ; "Contract farming Producer" means a person obtaining agricultural produce on his land under a written agreement of contract farming ; "Contract farming buyer" means a person, company or partnership firm who purchases agricultural produce from contract farming producer under a written agreement of contract farming. After Section 32 of the Principal Act, the following Section shall be inserted, namely • Short title and Commencement. Amendment of Section 2. Insertion of new Section 32-A. " 32-A, Licence for more than one market area" (2) (3) Every person specified in section 31 who desired to operate in more than one market areas, shall apply to such authority/ officer notified by the State Government for grant of a licence or renewal thereof in such manner and within such period and on such conditions as may be prescribed in the rules. . The authority/officer notified by the State Government may grant or renew the licence or for reasons to be recorded in writing, refuse to grant or renew the licence. All licence granted or renewed under this section shall be subject to the provisions of this Act and the rules and bye-laws made there under. A. Amendment of 36, After (insertion of Section 37. Insertion of New Section 37-A. 4. 5. (1) (2) (4) 2006 For O) or section 36. of the Principal Act. the following sub-section shall be substituted, namely All notified agricultural produce brought into the market proper for sale shall. Subject to the provisions of

sub-section (2). be sold in the market yard/yards specified for such produce or at such other place as provided in the bye-laws. Provided that it shall not be necessary to bring agricultural produce. Produced under contract farming, in the market yard and it shall be sold at any other place. (the person purchase the same under agreement)." For sub-Section (4) of section 36. the following sub-section shall be substituted, namely : Weighment measurement of all the notified agricultural produce, so far as by such licensee weighing and by such procedure provided in the bye-laws or some market yard or any other place specified by the market for the purpose. Provided that the weighing, measurement or counting as the case may be, of plantain, Papaya or any other perishable agricultural as may be specified by the State Government, by notification shall be done by a licensed weigher in the place where such produce has been grown. In sub-section (3) of Section 37 of the Principal Act, after the words "market yard" the words " or such other place as provided in the bye-laws" shall be added. After Section 37 or the Principal Act, the following Section shall be inserted, namely " 37.A. Regulation of marketing of notified agricultural produce under contract farming" (1) (2) (3) (4) (5) The contract farming shall be performed under a written (in form shown in Schedule-A between Producer and Buyer or Produce or farming in such manner and in accordance with such procedure as may be prescribed in the bye-laws. purpose of this Section "Producer and Buyer" means (the Explanation For person who respectively produce and buy agricultural produce under a written agreement of contract farming. The buyer shall file an application for registration of the written agreement of contract farming to the market committee. The Market Committee shall register it in such manner and on such terms and conditions as may be prescribed by the bye-laws. any dispute arises between the parties in respect of provisions of the agreement the either party may submit an application to the Chairman of Market (or the Market Committee shall to arbitrate upon the disputes. The Chairman shall resolve the dispute after giving the parties a reasonable opportunity heard. If the party aggrieved by the decision of the Chairman of the Market Committee under sub-section (3) may prefer an appeal to the Managing Director the officer authorized by him in behalf within thirty days (the date of decision: "The Managing Director") (the officer authorized by him shall dispose of after giving the parties a reasonable opportunity. If the Managing Director or the officer authorized by him be final. If the agricultural produce under contract farming he sold to the buyer in the market yard as may be prescribed by the bye-laws. Market shall be payable by the buyer of agricultural produce at the rates prescribed under 19 in such manner as may be prescribed by bye-laws. 8. 2006 For clause (f) and clause (g) of sub-section (1) of Section 41 of the principal Act, the following clauses shall be substituted, namely . - (f) Two members of the Chhattisgarh Legislative Assembly, out of which one shall be woman, nominated in consultation with the Speaker of the Legislative Assembly ; Three Chairmen or market Committees, out of which one shall be woman." (g) After clause (K-e) of the Section 44 of the principal Act, the following clause shall be inserted, namely • "(x), with the Prior sanction of the State Government to give grant to "Chhattisgarh Go-Seva Ayo!" (the Government of Chhattisgarh) Amendment of Section 41. Amendment of Section 44.

2006. Model Agreement for Contract Farming (All clauses of the agreement are subject to the respective explanatory notes given under "contents of a model contract farming agreement") This Agreement is made and entered into at... 20. between.....doc _day ..residing .., after called the party of the First part (which expression shall unless repugnant to the context or meaning thereof mean and include his heirs, executors, administrators and assigns) of the one part and ..a Pvt./ Public Limited Co. incorporated under the provisions of Companies Act, 1956 and having its registered office hereinafter called the party of the Second part (Which expression shall unless repugnant to the context or meaning thereof mean and include its successors and assigns) of the other part. WHEREAS the party of the First part is the owner/cultivator of the agricultural land bearing following 3 particulars. Gut No. Area in Hectare Tehsil & Dist. State AND WHEREAS the party of the Second part is trading in agricultural produce and also providing technical know-how in respect of land preparation nursery, fertilization, pest management, irrigation, harvesting and alike AND WHEREAS the party of the Second part is interested in the items of the agricultural produce more particularly mentioned in Schedule-I hereto annexed and at the request of the party of the Second part, party of the First part has agreed to cultivate and produce the items of agricultural produce mentioned in the schedule-I hereto annexed. AND WHEREAS the parties hereto have agreed to reduce in writing the terms and condition in the manner hereinafter appearing. NOW, these presence witness that and it is hereby agreed by and between the parties as follows :- Clause-I

The party of the First part agrees to cultivate and produce and deliver to the party of the Second part and the party of the Second part agrees to buy from the party of the first part the items of the agricultural produces particulars of the items quality, quantity and price of the items are more particularly mentioned in the schedule I hereto annexed. Clause-2 "The agricultural produce particulars of which are mentioned in the schedule-I hereto will be supplied by the party of the First part to the party of the Second part within the period of... months/years from the date it is expressly agreed between the parties hereto (that this agreement is for agricultural produce particulars which are described in schedule-I hereto and for a period or.... said period this agreement will automatically come to an end. Clause-3 10 months/years and after that The party of the First part agrees to cultivate produce and supply quantity mentioned in schedule-I hereto annexed to the party of the Second part. 2006 Clause-4 The party of the First part agrees to supply the quantity contracted according to the quality specifications stipulated in Schedule-I. If the agricultural produce is not as per the agreed quality standards, the party of the Second part will be entitled to refuse to take the delivery of the agricultural produce only on this count, Then- (b) (c) The party of the First part shall be free to sell the produce to the party of the Second part at a mutually renegotiated price. OR In open market (to bulk Buyer viz. exporter/processor/ manufacturer etc.) and if he gets a price less than the price contracted he will pay to the party of the Second part for his investment proportionately less. OR In the Market yard and if the price obtained by him is less than contracted price then he will return proportionately less for the party of the Second investment. In the event the party of the Second part refuses/fails to take the delivery of the contracted produce for his own reasons then the party of the First part will be free to sell the produce in the open market and if the price received is lower than the contracted price the difference will be on account of the party of the Second part and the party of the second part shall pay the said difference to the party of the First part within a period of... asserting the said difference. Clause-5 ...days from The party of the First part agrees to adopt instructions/ practices in respect of Land preparation, nursery, fertilization, pest management, irrigation, harvesting and any other, as suggested by the party of the second part from time to time and cultivate and produce the items as per specifications mentioned in the schedule-I hereto. Clause-6 It is expressly agreed by and between the parties hereto that buying will be as per the following terms and buying slips will be issued immediately after the purchase. Date Delivery Point cost of Delivery It is further agreed that it will be the responsibility of the party of the Second part to take into possession of the contracted produce at the delivery point agreed after it is offered for delivery and if he fails to take delivery ... period then the party of the First part will be free to sell the agriculture produce contracted as under : In open market (bulk buyer viz. exporter/processor/ manufacturer etc.) and if he gets a price less than (a) the price contracted he will pay to the party of the Second part for his investment proportionately (b) the market yard and if the price obtained by him is less than contracted price then he will return proportionately less to the party of the Second part for his investment. It is further agreed that the quality maintenance in transit will be the responsibility of the party of the Second part and the party of the First part shall not be responsible or liable for the same. Clause-7 The party of the second part shall pay to the party of the First part the price/ rate mentioned in Schedule-I when his crop is stored and delivered to the party of the Second part after deducting all outstanding advances given to the party of the First part. Clause-8 The following schedule followed for the 2006 Date Mode of Payment Place of Payment Clause-8 The parties hereto shall insure the contracted produce mentioned in Schedule-I herein, for the period of... against the risk of losses due to acts of God's destruction of specified assets, loan default and production and income loss and all other acts or events beyond the control of the parties, such as very low production caused by the serious outbreak of a disease, epidemic or by abnormal weather condition, floods, drought, hailstorm, cyclones, earthquakes, fire or other catastrophes war, acts of Government, action existing on or alter the effect of date of (his agreement which prevent totally or partially the fulfilment of the obligation of the party of the First part invoking such acts shall provide to the other party confirmation of the existence of Such evidence shall consist of a statement Of certificate or the appropriate Governmental Department. If such a certificate cannot reasonably be obtained the party of the First part claiming such acts may as substitute thereof, make a notarial statement describing in details the facts claimed and the reasons why such a certificate or the existence of such facts. Alternatively subject to the mutual agreement between the two parties (the party of the First part may fill his quota or the produce through other sources and the loss suffered by him) thereby due to price difference

shall be shared equally between the parties, after taking into account the amount recovered the insurance company. insurance premium shall be shared equally by both the parties. Clause-9 The party of the Second part hereby agrees to provide following services to partly the First part during the period of cultivation and POSI harvest management particulars of which services are as follows. 2. 3. 4

5. Clause-10 The party of the Second part agrees to have regular interactions with the up/naified by the party or the First part during the period of the contract. Clause- 11 The party of the Second part at their costs shall have the right to enter the premises/fields of the First part to monitor farming practices adopted and the quality of the produce from time to time. Clause-12 The party of the Second part confirms that he has registered himself with the Registering Authority... and shall pay the fees in accordance with the law prevailing in this regard to the Registered authority which has jurisdiction to regulate the marketing of agriculture produce which is cultivated on the land described..... OR The party or the Second part has registered on.... with a single point return as prescribed by the State in this regard. The fees levied by the respective Authority shall namely.... be borne by the party of the Second part exclusively and will not be deducted in any manner whatsoever amounts paid to the party of the First part, 2006 Clause-13 The party of the Second part will have no rights whatsoever as to the Title Ownership, Possession of the land/ property of the party of the First part nor will it in any way alienate the party or the First part from the land property particularly nor mortgage, lease, sublease or transfer the land and property of the First party in any way to any other person/ institution during the continuance of the agreement. Clause 14 party of the Second part shall submit true copy of this agreement signed by both the parties within a period of 15 days from the date of execution thereof with the... market committee/registering authority as required by the APMR Act/ any other registering authority prescribed for the purpose. Clause-15 Dissolution, Termination/Cancellation of the contract will be with consent of both the parties. such dissolution, termination/cancellation deed will be communicated to the registering authority within 15 days of such dissolution termination/cancellation. Clause-16 In the event of any dispute or difference arising between the parties hereto or as to the rights and obligations under this agreement or as to any claim monetary or otherwise of one party against the other or as to the interpretation and effect of any terms and conditions of this agreement such dispute or difference shall be referred to arbitration authority constituted for the purpose of Authority declared by State Government in this regard. Clause-17 In case of change of address of any party to this agreement it should be intimated to the other party and also to the Registering Authority. Clause-18 Each party hereto will act in good faith diligently and honestly with the other in the performance of their responsibilities under this agreement and nothing will be done to jeopardize the interest of the other. In witness whereof the parties have signed this agreement on the... year first above mentioned. ...day..... month and.. SIGNED. SEALED AND DELIVERED by the within named "PARTY OF THE FIRST PART" in the presence of.. SIGNED, SEALED AND DELIVERED by the within named "PARTY OF THE SECOND PART" in the presence of... 2... 2006 SCHEDULE—I Grade, Specification, Quantity and Price Chart Grade Grade I or A Grade 2 or B Specification Size, colour, Aroma etc. Quantity Price/Chart -2006. 3. IQX/(17/2002. " ft.-i. 30-5-2001. " 59-07 10 21, 1927 q-qy(, in 2006 /qy 1994 1 995) 7 (70), I -200] , (ii) (iii) 3 (2) sng. o I -04-2005 I o 2006 10 2006 348 avg (3) O/ I (6), 10-02-06 Raipur, the 10th February NOTIFICATION In exercise of the powers conferred by Section 17 of the Chhattisgarh Vanijyik No. F- I on (6) Kar A(lhioiY01D. t 994 (NO. 5 of 1995), the State Government hereby makes the following amendments in the said Notification No. F- 10/392/200 (70), dated 12- 1-2001 AMENDMENT in the Schedule to the said notification 2. In column (4) (against 'Serial No. 1. (the words -"other than rounds or rods in coil form" shall be omitted. In column (-2) against 'serial No.-2. The words="other than" rounds: or rods in coil form' shall be omitted. In against serial No.-3; the words "Other than rounds or rods in coil form" shall be omitted. These amendments shall be deemed to have come into force effect from 01-04-2005. By order and name Ghazutisgzw. n K. R. MISRA. Joint Secretary. 1" 2006 (Ni*a 1 976) q-3 (33) 13-04-2000 : 2. 10 2006 01-04-2005 &IT. 10 2006 348 (3) ä, 0116/ (7) , 10-02-06 Raipur, the 10th February NOTIFICATION No. F-iO/16/2006/CT/V (7) — exercise of the powers conferred by Sthaniya.Kshetra Me Mäl Ke Pravesly Par Kar Adhiniyam; 1976 (No. 52 of 1976), the State Government hereby makes the following amendment in the Notification No. A-3-28-2DOOST-V •AMENDMENT In the said Notification in column- (4) against: Serial No. •3; the words "Other- - wherever they occur, shall be omitted

2. This amendment. shall be deemed to have come into force with effect By order and in the name of the Governor. of Chhattisgarh, 10 (8) 956), 8 (2) • 'rhz-ö 3-T2ET tg 10 2006 (ii) (iii) 2. 2 (2) "röö 01-09-2005 2006 348 (3) O / 1 6/ (8) , 10-02-06 Raipur, the 10th February 2006 NOTIFICATION No. F. IO" 6/2006/CT/V In exercise of the powers conferred by Sub-section (5) of Section 8 of the Central Sales Tax Act, 1956 (NO. 74 1956). The State Government hereby makes the following amendments in this Notification No. F- 10/392/2001/cwv (7 1 dated 12-1 1-2001 namely,— In the Schedule to the said notification In column (2) against omitted. In Column (2) against omitted. AMENDMENT serial No. 1, the words "other than rounds or rods in coil serial No. 2. the words "other than rounds or rods in coil form" serial No. 3, the words "other than rounds or rods in coil form" shall be 2. These amendments shall be deemed to have come into force with effect from 01-04-2005. By order and in the name of the Governor of Chhattisgarh, K. R. MISRA, Joint Secretary. 30-5 2001." 4 10 20, 1929 2007 271 272 38 43 0 2. 10 2007 4 2007) () 2007 3*Rfrqq, 1972 24 1973 (1) (2007 1972 24 1973) (1) fi•rqi 11 () 43 (7) 374fq fifÅ 1949 11 (1) 11 2007 348 (3) 2007 (T 4 2007) 10 2007 CHHATTISGARH ACT (No. 4 of 2007) THE CHHATTISGARH KRISHI UPAJ MANDI (AMENDMENT) ACT, An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973) Be it enacted by the Chhattisgarh legislature in the Fifty-Eighth year of the Republic of India as : () ACI may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan). 'Adhiniyam. 2007. (2) It shall come into force from the date of its publication in the Official Gazette. For sub-section Section 38 of the Chhattisgarh Krishi Upaj Mandi Adhiniyam. 1972 {No. 24 Di] 1973) (hereinafter referred to as Principal Act). The following shall be substituted, namely • 'All money received in the market committee fund and other sums specified in sub-section (i) shall be deposited in a Cooperative Bank, which fulfils the conditions or section of Banking Regulation Act, 1949 or in Post Office or in any of such eligible Banks as specified by the State Government." For sub-section (7) of Section 43 of the Principal Act, the following shall be substituted, namely • "All money received by the Chhattisgarh State Marketing Development Fund, shall be deposited in a Cooperative Bank, which fulfils the conditions of section 11 of Banking Regulation Act, 1949 or in Post Office or in any of such eligible Banks as specified by the State Government." -on this title and Commencement. Section 38. of sec- 114-009/2003/20--01-0 2--22--34K71G7F?/38 Q. 30-5-2001." 226 (.3RTUT@T) 8 17, 1930 8 2008 7839ft. 228/21-31Æ./Ø. füqt* 2-08--20 4S1- 452 wrtv, 2. 8 2008 34füfr-q-g 16 2008) () 2008 1972 (24 1973 (RÄi) 2008 1972 24 1973) 8 2008 7839/228/21-GÆ.Æ. 30 2008 16 2008) CHHATTISGARH ACT (No. 16 of 2008) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ACT, 2008 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam. 1972 (No. 24 of 1973). Be it enacted by Chhattisgarh Legislature in the Fifty-ninth Year of the Republic of India as follows Short title and Commencement. Amendment' of Section 56-A 2. This Act may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2008. It shall come into force from the date of its publication in the Official Gazette. In sub-section (1) of section 66-A of the Chhattisgarh Krishi Upaj Mandi Adhiniyatn. 1972 (No. 24 of 1973), for the words "State Government" the words • •Commissioner Division" shall be substituted. 2008. "Øærvz,gf/09/2010-2012." fr«N, 30-5-2001." 7 17, 1932 6 2011 128/3/214m./Ø. 31-12-2010 S 6 (1) (2) 7 2011 3.1füfi-qq 1 q 2011) 2016 1972-(24 1973) 2010 24 qN, 2009 2. 1972 24 1973) (1) •3: qTt(6 q;ßtr. 2011 128/3/21-wvl.rø. 348 (3) 3*frfizrq, 2010 01 q 2011) t. qr•re«, CHHATTISGARH Act (No. 1 of 2011) THE CHHATTISGARH KRISHI. UPAJ MANDI (SANSHODHAN) ACT, 2010 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Sixty first year of the Republic of India, as follows Short title and Commencement. Amendment Section SI-A. of 2. (i) This Act may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2010. It shall be deemed to have come into force on the 24th day of March, 2009. (2) In sub-section (1) of Section 57-A of the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), for the words "three years and six months", the words "five years" shall be substituted. wtß—2011.) Tid. -§1.2--22- fe. i. 30--5--2001.' 281 0 10 18, 1933 fifV 7 2011 7178/195/21-37A.,3. 30-09-2011 05. ga. 562 22 2011) () 2011 1972 (24 1973 3--1fvf;FF4, 2011 (1) (2) 2. 1972 24 1973). 37-füfru-q f-*fäp) 2 (1) (2) (3) (4) (S) (6) 37fi-fr-q-q 2 (1) ("'34f-q*" q-r-a. @ Q-a -G-äü -Ä VT(1 5 (2) -tg (4i) yi•rmr 2 (1) (egg) 2 (1) (z-gzzz) (-g-zz-e-g-g) -a -t (-g-z-gæ-g-g) @ fifi* 3 4. 5. 6. 7 (1) (2) (1) (2) (3) (1) (2) (1) 2011 a-q•üz 3-tæqrfrq-a • 11 (1) qra, : Ég 'y fififü" qër, ft7T, VT(1 1 1 (1) () -q-(, 1959 20 1959) @ fFT#r (aq 2006 2 2007 3-idlfa arila 13 (2) Q, 06 avxiq 01 zfr< 57 17 (2) (#13) 17

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2. In Section 2 of the Chhattisgarh Krishi (Jpgj Mandi Adhiniyam, 1972 (No.24 of 1 973) (hereinafter referred to as the Principal Act),— (2) (3) (4) (5) (6) In clause (b) of sub-section (1) or Section 2 of the Principal Act, after the words "a person" the words "and his fanlily" shall be added. After clause (b) of sub-section (1) of Section 2 of the Principal Act. lhe tonowing clause shall be inserted, namely . "Family" means a person and his/her, wife or husband, as the case may be, and hiS/her children, father, mother, sister and brothers, dependent on and residing with him." In clause (e) of sub-section (1) of Section 2 of the Principal Act, for the words "Commission Agent" the.word "Agent" shall be substituted and lhe word "trudcr" wherever it occur shau be omitted For clause (1) of sub-section (1) or Section 2 of the Principal Act, the following clause shall be substituted, namely : "narket yard or special produce market yard, or sub market yard or farmers/consumers sub market yard" in relation to a market area means a specified place declared to be a market yard or special produce market yard or sub market yard or tarmen/consumers sub market yard under clause (a) of sub-section (2) of Section 5," In clause (mmm) of sub-section (1) of Section 2 of the Principal Act, (he word "Polishing" shall be omitted. After clause (mmmm) of sub-section of section 2 of the Principal Act, the tk)llowing new clauses shall he added, namely : • '(nuntnmmm) 'Manufacture' means conversion of original look, size, shape and the properties of the agricultural produce imo 3. 4. 6 (2) (2) 2011 other product having new and different look, size, shape and the properties or mixture/combination thereof for the commercial purpose." "(mmmmmmm) 'Manufacturer' means a person who manufactures frotn a agricultural produce manual or mechanical means.' After sub-clause (i) of clause (a) of sub-section (1) of Section 5 of the Principa! Act, lhe following sub-clause shall be inserted, nameiy there may be one or more yards for special produce." In sub-clause (a) and (b) of sub-section (2) o! Section 5 of the Principal Act. after the words "market yard" and "sub-marke: yard" the words "or special produce inarket yard" and "or farmer/consun-ter sub-market yard" • shall be inserted. For Explanation of clause (b) of sub-section (1) oi- Section of the Princi- pat Act, lhe following Explanation shall be substiruted, nanmcly The expression • 'representatives of agriculturist' "Explanation— clause shall not include an aot•iculeuris-ts of the market area, if any of his/her relatives e.g.; husband, wife. father. brother, sister. son and dauhtcr, who are residing with and dependent on him/her. holds a trader' s registration from any of the market com- mittee in the State.' FOF clause (a) sub-section (i) of Seckien I I-B 01 the Principal Act. the following clause shall be substituted, narneiy "(a) Whose name is entered as Bhum iswamiLease or Paua holder in the revenue/(orest viliage land records and possesses at 'cast half acre of land being us•cd for agricultural activity For Explanation clause (d) of sub-seccion (1) Gi' Section I t -B of' Principal Act. the rollowing Explanation shali bc substituted. natneiy "Explanation— The word ' •Bhumiswatni" shall have satne tneaninu as assigned to in the Chhattisgarh Land Revenue Code. 1959 (No. 20 of 959) and shan include holder Scheduled Tribes and Other Traditional Forest Dwellers (Recognition Farcest Rights) Act, 2006 (No. 2 of 2007 alan2 with Rules franed lhere under.' Amendment Section Arnen(lInenl Section 11. Seelien For prov•so of sub-section (2) of Section 13 of the Principal Act. the following proviso shall be substituted, namely : "Provided that, it' on khe expiry of the term of the market new market committee is not consliKu!ed. Ehe Skate Government may. by no' it'icatinn. extend lhe term of the market con•unittec for a period of six mon[hs twice. (hill is tor a •naximum period Df one year froin (he date of expiry. with reasons extension being placed on record and the new murket comlDittee is not constituted within this extended term, it shall be deemed KO have been dissolved and in such event the provisions Section 57 Sha" apply." (2) For clause (iii) of sub-section (2) of Section 17 of the Principal Act. the following clause shall be substituted, namely . oranl or refuse

[illegible]

Gffg. 21 (3) 31 ü, (Zh) (üfr#r) 558 (1) 10 11 17 19 q-ro 21 31 558 (2) 32-a 11. 12. (1) (2) (3) (1) (2) (3) âré âié, Zira 2015 VTivrur/ÄGfi 33 ava@: VTi7TUT zq-üR1 (3) zqââi âré, (VI) (q) (Z) fiqTTFT Afia , zq-üT(T (1) (3) fâââü@â âlé 13. 14. 15. 16. (1) (2) (3) (4) (5) Fuq) 2015 34 Ä-qzrr.- aaT1?fra, 32-;azn 33-üevirqqTfrafi, fraq, zq-üFT (4) qfra 36 (3) ü,- &IZA" 44 - (7+3) '(4+3 3) 2004 (3K. m', fqföââ 10% (V4EZ) ra, "(F-TFV) zrr fta " ü, 'za iAfä?Td" fiqa" 558 (3) 36 37-@5 44 558 (4) 8 2015 4334/ET. 148/21-zVVF.F3. 71/15 . — 348 (3) 8-5-2015 CHHATTISGARH ACT (No. 190f2015) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2015 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Sixty-sixth Year of the Republic of India, as follows : Short title and c 0 m mancement. A m endment Section 2. (2) This Adhiniyam may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2015. It shall come into force from the date of its publication in the Official Gazette

2. In Section 2 of the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No.24 of 1973), (hereinafter refZ•rred to as the Principal Act.), - After clause (eeeeee), the following shall be inserted, namely "(eeeeee) "Farmer Producer Organization" means an organization which is built up by the share holder farmer producers for the purpose of agricultural activities and is a body corporate/companies registered under the Companies Act, 2013 (No. 18 of 2013), and engaged in trading related activities of the transaction of primary produce and works for the benefit of the farmer producer and part of its benefit be divided among the farmer producers and remaining amount be invested in its share capital or reserve fund;" (ii) After clause (p), the following shall be added, namely :- "(q) "Private market yard/private sub-market yard/private farmer consumer yard" means such place other than the yards notified by the State Government in the market area, where infrastructure has been developed by a person/ organization/ farmer producer organization for marketing of notified agricultural produce holding a registration for this purpose under this Act; "Registered Person/ Organization" maens a person/organization, who is registered in Mandi Board for establishment of private market yard/private sub market yard/private farmer consumer yard; "Terminal Market Complex" means a complex which is developed and (s) operated by private enterprises/body corporate/companies registered under the Companies Act, 2013 (No. 18 of 2013) and duly selected by the State Government in a prescribed manner for the marketing of horticulture produces."

3. 4. 5. 6 8 9, After sub-clause (ii) of clause (a) of sub-section (I) of Section 5 of the Principal Act, the following shall be inserted. namely :- "(iii) There may be one or more than one private market yard/private sub-market yard/private farmer consumer yard for marked area, managed by a person/ organization/farmer producer organization which registered with Mandi Board/Mandi Samiti; (iv) There may be one or more than one Terminal Market Compley" In para (b) of proviso to clause (b) of Section 6 of the Principal Act, for the words and punctuation "the transfer of such agricultural produce to a co-operative society for the purpose of securing an advance therefrom :", the following words and punctuation shall be substituted, namely " the transfer of such agricultural produce to a agency authorized by the State Government for the purchase of agricultural produce in support price from prescribed places or a cooperative society for the purpose securing an advance therefrom : " In sub-section (I) of Section IO of the Principal Act, for the words "for a period not exceeding two years", the words "for a period not exceeding five year" shall be substituted. After first proviso to clause (c) of sub-section (I) of Section I I of the Principal Act, the following shall be inserted. namely :- "Provided also that any elected representative of trader shall become disqualified to hold such office if he is having more than two living offspring, out of which one is born on 26th January, 2001 or thereafter : Provided also that any elected representative of trader who is already having one living offspring and next delivery takes place on 26th January, 2001 or thereafter in which two or more children are born shall not be disqualified . After clause (ii) of sub-section (2) of Section 17 of the Principal Act, the following shall be inserted, namely :- Provide necessary facilities for marketing of agricultural produce in the (ii-l) market yard/fruit and vegetable sub-yard/special produce market/sub-yard, under P.P.P. mode as notified by the State Government; In Section 19 of the Principal Act, - Third proviso to sub-section (2) Shall stand omitted; (iii) In sub-section (6), for the words "Market Area", the words "market yard, market proper or the market area" shall be substituted. In sub-section (8), for the words and symbol "farmers/consumers", the words and symbol "purchasers/sellers" shall be substituted. In sub-section (3) of Section 21 of the Principal Act, after the words "verified by the Secretary" and before the words "and for this purpose", the words "within four years from the date of verification" shall be inserted.

In Section 31 of the Principal Act, - the word and punctuation "broker," shall stand deleted; and Amendment Section 5. Amendment Section 6. Amendment Section 10. Amendment Section 11. Amendment Section 17, Amendment Section 19. Amendment Section 21. Amendment Section 31, 558 (5) Of or of of Of or 558 (6) Insertion of Section 32-B. Insertion Of Section 33-A. after the words "owner or occupier of processing or pressing factories" and before the words "or such other market functionary", the words "or Farmer Producer Organisation or operator of private market yard or operator of private sub market yard or operator of private farmer consumer yards or Terminal Market Complex" shall be inserted. After Section 32-A of the Principal Act, the following shall be inserted, namely :- "32-B. Registration for establishment of private market yard/private sub-market yard and private farmer consumer yard.- new 11. 12. (1) (2) (3) Every person/organization/ farmer producer organization, who desires to establish private market yard/private sub-market yard/private farmer consumer yard in the market area, shall apply to the Board for registration or renewal thereof in such manner and within such period and on such conditions as may be prescribed in the rules. Board may grant or renew the registration or for reasons to be recorded in writing refuse to grant or renew the registration. All registration granted or renewed under this section shall be subject to the provisions of this Act and the rules and bye-laws made there under." After Section 33 of the Principal Act, the following shall be inserted, namely :- "33-A. Power to cancel or suspend registration for private market yard/private sub- market yard and private farmer consumer yard. - (1) (2) Subject to the provision of sub-section (3), the Board may for the reasons to be communicated to the registration holder in writing, suspend or cancel registration - (a) (b) (c) (d) (e) (f) If the registration has been obtained through willful misrepresentation or fraud; or If the holder of the registration or any servant or anyone acting on his behalf with his (registration holder's) expressed or implied permission, commits a breach of any of the terms or conditions of registration; or If the holder of the registration in association with other registration holder, commits any act or abstains from carrying on his normal business in the market area with the intention of willfully obstructing, suspending or stopping the marketing of notified agricultural produce in the market, yard/sub-market yard/special produce market yard/farmer consumer sub-market yard and in consequence whereof the marketing of any notified agricultural produce has been obstructed, suspended or stopped; or If the holder of the registration has become an insolvent; or If the holder of the registration incurs any disqualification, as may be prescribed; or If the holder of the registration is convicted of any offence under this Act. Notwithstanding anything contained in sub-section (1), but subject to the provisions of sub-section (3), the State Government may for the reasons to be communicated in writing to the registration holder, by order suspend or cancel his/its registration granted or renewed by the Board. 558 (7) (3) No registration shall be suspended or cancelled under this section without giving a reasonable opportunity to its holder to show cause against such suspension or cancellation." 13. 14, 15

16. After Section 34 of the Principal Act, the following shall be inserted, namely : "34-A. Appeal and Resolve of Dispute.- (1) (2) (3) (4) (5) Any person aggrieved by an order of the Board passed under Section 32-B or 33-A, as the case may be, may prefer an appeal to the State Government, within forty days of receipt of the order. The Appellate Authority, if it considers it necessary, may stay the order appealed against for such period as it may deem fit. The order passed by the State Government, shall, subject to the order in the appeal under this section, be final and shall not be called in question in any court of law. Any dispute between the private market yard or private sub-market yard or private farmer consumer yard and Market Committee shall be referred to the State Government after the approval of the Board, by the Managing Director; the State Government shall resolve the dispute after giving the parties a reasonable opportunity of being heard. The order passed by the authority under the above sub-section (4) shall be final and shall not be called in question in any court of law." In sub-section (3) of Section 36 of the Principal Act,- for the word "tender bid or open auction system", the words "electronic tender bid or open auction or both" shall be substituted; and In the proviso, after the words "support price has been declared by the State Government" and before the words "shall not be settled", the words "and for purchase of which agency has been appointed by the government" shall be inserted, In sub-section (1) of section 37-A of the Principal Act, after the word "Producer" and before the words "and Buyer", the words "or farmer producer organization" shall be inserted. In Section 44 of the Principal Act,- Insertion of Section 34-A. Amendment Section 36. Amendment Section 37-A. Amendment Section 44. new of of (ii) (iii) (iv) In clause (v), the words "to the Government servants on deputation" shall stand omitted; For clause (x-ee), the following

shall be substituted, namely :- "(X-ee) Giving aid of 10% from the Fund, to Chhattisgarh Go-Seva Ayog constituted under the Chhattisgarh Go-Seva Ayog Adhiniyam, 2004 (No. 23 of 2004) for maintenance Goshalas and old cattles." For clause (xi), the following shall be substituted, namely :- "(xi) With the prior sanction or direction of the State Government, for any other purpose of general interest of agricultural production or marketing." In clause (xii), for the words "ten percent", the words "fifteen percent" shall be substituted. raz / 38 Q. 30-05-2001." 199] 2016 20, 1938 2016 4629/â q./ 16 . 397 398 Short title and commencement. 1

2. IOXé2016 23 a.T*rq, 2016 1972 (h 24 1973) (1) 2016 (2) 1972 (1) ü, ' eqq on ' ' 2016 155/21-31F./Ø. 71.1/16 . — 348 (3) 10-05-2016 CHHATTISGARH ACT (No. 23 of 2016) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2016 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Sixty-seventh Year of the Republic of India, as follows :- (2) This Act maybe called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2016. It shall come into force on the date of its publication in the Official Gazette. Amendment Section 57-A. Of 2. In sub-section (I) of Section 57-A of the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), the words "provided that the total period shall not exceed five years in the aggregate" shall be omitted. - 2016. / 38 @aTi, 30-05-2001." 7;qW.13 2018 25, 1939 15 2018 539M 071/21 •/vr€./ø. VT./ 18. — 10-01-2018 25 26 12 (1) (2) (3) 2018 2 (æiüqq) 2017 1972 (h 24 æR1973) , 2017 OTT. 2. 3. 4. 5. 1972 (h 2en1973) +qf8T" Eira; OTT. " 11 i, zq- üT(T (1) ü, (71) üågfur" 12 ü, (8) 2018 6. 7. 8. 9. 10. 19 ü,- aaqfdT" (Rh7) (4) (q) ata" FR) +qfUT" 21 i, (1) 31 "(2) (3) 26(1) 19 21 31 26 (2) 39 44 2018 *7TT. AT (4) (5) 11. 12. 39 ü, (GI) "(ZI) 44 (W) (qq-Z) ü, "20%" fiextrafrur (arg) ' Süqfira" 15 2018 539M 07 /21 /ø. (3) 15-1-2018 2018 CHHATTISGARH ACT (No. 2 of 2018) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2017 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Sixty-eighth Year of the Republic of India, as follows :- 26 (3) Short title, extent and commencement. (1) (2) (3) This Adhiniyam may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2017. It shall extend to the whole State of Chhattisgarh. It shall come into force from the date of its publication in the Official Gazette. 2. 3. 4

5. In Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), (hereinafter referred to as the Principal Act), in Section 2, in sub-section (i) (ii) (iii) in clause (b), for the word "Processor", wherever it occurs, the words "processor, manufacturer" shall be substituted; in clause G), for the words "a processor", the words "a processor, a manufacturer" shall be substituted; and in clause (p), for the word "processing", the words " processing or manufacturing" shall be substituted. In Section 6 of the Principal Act,- in clause (b), in the first proviso, in para (b), for the punctuation " the (ii) punctuation ";" shall be substituted and thereafter the following shall be inserted, namely :- "(c) agricultural produce notified in Part VII and VIII of the Schedule, which is purchased or sold outside the notified market yard/special produce market yard/sub-market yard/farmer consumer sub-market yard/ terminal market yard:" for the second proviso, the following shall be substituted, namely :- "Provided further that the State Government may, by notification, for reasons to be specified therein, withdraw the exemption in respect of such market area as may be specified in the notification under sub-clause (ii) of clause (a) of the preceding proviso. The State Government by notification may also withdraw the exemption and issue directions for the agricultural produce purchased or sold with respect to clause (c) of the preceding proviso, and the compliance of the directions so issued will be binding." In Section 11 of the Principal Act, in sub-section (I), in clause (c), for the word "processing", the words "processing or manufacturing" shall be substituted. In Section 12 of the Principal Act, in sub-section (8), after the first proviso and before the second proviso, the following shall be inserted, namely Amendment Section 2. Amendment Section 6. Amendment Section 11. Amendment Section 12. Of of Of of 26 (4) Amendment Section 19. Amendment Section 19-B. Amendment Section 21. Amendment Section 31. Amendment Section 37-A. 2018 "Provided further that if the Chairman of the market committee of the area of fifth Schedule to the Constitution, doesn't belong to Scheduled Tribes, the Vice-chairman shall be elected from amongst the elected members belonging to Scheduled Tribes:" In Section 19 of the Principal Act,- of of Of 6. 7. 8. 9. 10. in sub-section (I), in the proviso, for the word "processing", "processing or manufacturing" shall be substituted; in sub-section (2), in the fourth proviso,- the words (ii) (iii) (W) (v) (a) (b) for the words " for processing", the words " for processing or manufacturing" shall be substituted; and for the

word " processor", wherever it occurs, the words " processor or manufacturer" shall be substituted; in sub-section (4), - (a) (b) for the words "processed re-sold", the words "processed, manufactured resold" shall be substituted; and for the word "processed produce", the words " processed or manufactured produce" shall be substituted; in sub-section (5), for the word "processing", the words "processing or manufacturing" shall be substituted; and in sub-section (6), in the proviso,- (a) (b) for the word "processed", the words " processed or manufactured" shall be substituted; and for the word "processor", wherever it occurs, the words " processor or manufacturer" shall be substituted. In Section 19-B of the Principal Act, in sub-section (I), for the word " processing", the words "processing or manufacturing" shall be substituted. In Section 21 of the Principal Act, in sub-section word "processor", the words ' processor, manufacturer" shall be substituted. In Section 3 of the Principal Act, for the words " processing or pressing", the words "processing or manufacturing or pressing" shall be substituted. In Section 37-A of the Principal Act, for sub-section (2), (3), (4) and (5), the following shall be substituted, namely:- "(2) (3) The buyer shall submit an application for registration of the written agreement of contract farming to the officer authorized by the Collector. The Authorised Officer shall register in such manner and on such terms and conditions as may be prescribed in the bye-laws. If any dispute arise between the parties in respect of provisions of the agreement, either party may submit an application to the Collector/Additional Collector to arbitrate upon the dispute. The Collector/Additional Collector shall resolve the dispute after giving the parties a reasonable opportunity of being heard. 26 (5) (4) (5) 2018 The party aggrieved by the decision of the Collector/Additional Collector under sub-section (3), may prefer an appeal to the Managing Director or the officer authorized by him in this behalf within thirty days from the date of decision. The Managing Director or the officer authorized by him shall dispose off the appeal after giving the parties a reasonable opportunity of being heard and the decision of the Managing Director or the officer authorized by him shall be final. The agricultural product produced under contract farming shall be sold to the buyer outside the market yard and no market fees shall be payable on such agricultural produce." 11, 12. In Section 39 of the Principal Act, in clause (viii), after sub-clause (h), the following shall be inserted, namely:- "(i) Two percent of the income received as Mandi fees in Market Committee Fund shall be transferred to the Department of Panchayat and Rural Development for the development or construction works of the Gram Panchayats of market area." In Section 44 of the Principal Act,- Amendment Section 39. Amendment Section 44. of (ii) in clause (x-ee), for the figure and symbol " 10%", the figure and symbol "20%" shall be substituted. in clause (xii), for the words " fifteen percent", the words " twenty percent" shall be substituted. - 2018. "ØFfrM%M/09/2013-2015." vræ / 38 30-05-2001." 302-31] 20 2018 — 29, 1940 20 2018 8253/€1.154/21 -ZJ/YF./Ø. ZT./ 18. 02-08-2018*r ZT±R, 604 (1) 604 (2) 1. (2) (3) 2. 2018 (n 20 2018) (*iufqq) 2018. 1972 (n 24 1973) (Ri2ThFT) 2018 1972 (q. 24 1973) ETRT 2 (1) '(ERA@ mrr-rar" GTqT 20 2018 g-IX[(trq) (ill?) (q) qTå, YTTtUT, Q.h@5 a-FJ q9r g, 604 (3) 604 (4) 2018 (qttl) (\$1) 31QAfq.— -q-fäffihT, \$1 kilfr--ét (SIST\$T) fÄØ-u "'Oar' -qq-g-qtT e, 33—q &dT,' 3. 5. 6. 20 2018 MR, fh4T 3TfÄf*uq \$- (2) CT) 312.1frT•.— viél \$1 12 Qi, 13 '13—45. (2) gk;rrå NAT 604 (5) 7 11—er æiüFT. 12 13—q 13—TT 604 (6) 2018 fä6Té \$1 Rfû Ti--å fäg I a-ft fib*r 13*4. 31EQ--T 2018 fûqT, a-Tema-T GTTdT 13—u. (1) 3-1E24&T a-ft ft-ufi 61, 604 (7) 604 (8) 17 8. 2018 (3) a-Ttua-T (2) 61, 1908 (1908 5) 17 (3) 18 in, "18—m. ÜNff\$R fh#r ur fibET a-IETIR 2018 604 (9) 31.2XQT 19—u 9. 10- "19ÄT. (2) RTfilft, (1) 7B &ITI" -\$1 20 (2) (2) "Qh-é" 19—vr 20 604 (10) 21 23 24 11. 12. 13. 14. 15. 20 2018 ETR[21 Gli, (2) (5) zrr üé' 23 (1) (w) "üé" "zrr 24 Ä, "RülFTØ" I \$1 27 31ltRtfi, (VO d-q—orm, t, \$1 gaFTT 091 2018 (€hq) Utl--#fä GIN) fiché QRFTT, (-45) -t q-tJg, (O fö#r (q) f*-a-RA 604 (11) 604 (12) 30 ETINT 32 33 33A4 16. 17 _ 18. 19. 2018 (RIET) q5T Rzi51UT (311d) 6HT, (gro (V4R6) AT ft(ilé «FT, -\$1 30 q--ti ' 'mT 3-TT4T -a I \$1 32 (2) "u-•qu ' 'EtTIFf@5" 34-fä-fh-qq 33 q-ti ' 'Yäq 604 (13) 34 20. 21. 22. 2018 (1) Q--fi aft, Ica-qi, 2, 34 Qi, GGi (4) "q•aiu ah-é ' 'RÉlTdT' 34—45 Äwaær.— 604 (14) 39 23

24. ETT*T 25. 202FFd 2018 AT firm 37—Ø (4) 39 (GTTU) @ i' fhr 42—V Q-t q-r-å g-ä 2018 (31Td) üé ft--åg-q fög I fä-l! 604 (15) 604 (16) 43 a--trq 26. 27. 2018 (4) ql-é, 43 (1) fhTT 8—75 fÄqÜFf 3TfÄq:jrtr 47—Q4_ mü— (1) (2) 52 (2) go-Tia 2018 O_4T fög (aft) f*-u-qst -45T 25—Q5 (3Tld) Nfifä g-ä 604 (17) 604 (18) fäg ft-a-I-q (7741?6) iH fög (ATR8) erfä å, GITå, Q5T 47—vr. — (1) "@üu ujVTT, YBTUT, it Tifirfd@t a-Fu I a-TTq 10 28. 29. 30. 2018 p-r-rå- a-a-r-å I åa--q f*fi I 47—q. a-TttFT 1?fätT fh-u-qsr 50 (2) "v-iTffQ5 ' frn-IT I 53 (1) ETINT 54 Qi, 604 (19) 50 53 54 604 (20) 55 56 57 58 59 59A4 31. 32. 33. 34. 35. 36. 2018 55 3Tfä-fä-u-q 56 57 Qi, a-ft "q-ätX ' fhT I 31fÄfri-u-q 58 q--ei "yqu 59 Qi, Q--?1 59

"59—m. ftqh-é 3.1CÄT 2018 a-TQ-TQT fäg 06, 3-T2ßT 3-TEZI&-T 31T-a-kT 59*4. 604 (21) 604 (22) ETINT 61 63 64 65 66 37. 38. 39. 40. 41. 20 2018 61 "u--äu \$1 63 64 VtTTtA&T, 65 (2) (2) a-iq: EAT(T 66 42. 43. 44. (2) ahé RNIG" "AT 67 ' Qlé" 81 Qi, \$1 82 "82—m. gINT -t GET, ft@l, a-TIATtrr, 20 2018 8253/€T 154/21-34/7F./ø. JT./18.— (3) 20-08-2018 604 (23) 67 81 604 (24) , 20 2018 CHHATTISGARH ACT (No. 20 of 2018) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2018. An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No.24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Sixty- ninth year of the Republic of India, as follows:- Short title, 1. (1) extent and commencement. (2) (3) Amendment 2. of Section 2. This Adhiniyam may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2018. It shall extend to whole State of Chhattisgarh. It shall come into force from the date of its publication in the Official Gazette. In Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), (hereinafter referred to as the Principal Act), in Section 2, in sub-section (1),- (i) after clause (bb), the following shall be inserted, namely:- "(bbb) "Assaying lab" means a laboratory set up, as prescribed in the rules/ Bye- laws/ guidelines/ instructions, testing of quality parameters as per the tradable parameters or grade-standards or any other parameters notified by the Competent Authority;" (ii) after clause (c), the following shall be inserted, namely:- 604 (25) " (cc) "Regulation" means regulation made by the Board under Section 81 -A;" (iii) after clause (dd), the following shall be inserted, namely : " (ddd)"Director" means Director of Agricultural Marketing or any other officer, appointed by the State Government to exercise or perform such powers or functions of the Director of Agricultural Marketing under the provisions of this Act or the rules, as may be prescribed;" (iv) after clause (f), the following shall be inserted, namely:- '(ft) "Direct marketing" in relation to agricultural produce, means direct wholesale purchase of agricultural produce from the farmers by the traders, exporters, processors, outside the principal market yard, sub-market yard, private market yard under this Act; (fff) "Electronic trading" means trading of notified agricultural produce including livestock in which auctioning, billing, registration, booking, contracting, negotiating, record exchanging, information connected keeping and other 604 (26) (ffTf) 2018 activities are done electronically on computer network/ internet; Export" means dispatch of agricultural produce including livestock outside India; (v) after clause (i), the following shall be inserted, namely:- (ii)"Marketing" in relation to agriculture produce means all activities involved in the flow of agricultural produce from production point commencing at the stage of harvest till the same reaches the ultimate consumers viz. grading, processing, storage, transport, channels of distribution and all other functions involved in the process (iii) "Person" includes an individual, a co- (vi) operative society, a Hindu Undivided Family, a company or firm or an association or a body of individuals, whether incorporated or not;" after clause (p), the following shall be inserted, namely :- (pp) "Seller" means a person who sells or sell agricultural produce agrees to including livestock for consideration of price; (ppp) "Buyer" means a person, who himself or on behalf of any person or agent 3. 4. 5. 6. 20 2018 buys or agrees to buy agricultural produce including livestock in the market; (pppp) "Wholesale Ad-hoc buyer" includes a buyer registered under Section 33-B of this Act; In proviso of sub-section (2) of Section 7 of the Principal Act, for the words 'Managing Director', the word 'Director" shall be substituted. After clause (c) of sub-section (2) of Section 11-B of the Principal Act, the following shall be inserted, namely:- '(d) he has sold his agricultural produce at least once in preceding one year, or at least five times in preceding five years in the principal market yard or a sub-market yard or a primary agricultural co-operative society falling in the market area. " In Section 12 of the Principal Act, for the words 'Managing Director" wherever they occur, the word 'Director" shall be substituted After Section 13 of the Principal Act, the following shall be added, namely . " 13-A.No confidence motion against Chairman and Vice- Chairman. A motion of no confidence may be moved against the Chairman or the Vice-Chairman at a meeting 604 (27) Amendment of Section 7. Amendment of Section 11-B. Amendment of Section 12. Addition of new Sections 13-A, 13-B, 13-C 604 (28) 20 2018 specially convened for the purpose under sub-section (2), and if the motion is passed by a majority not less than two-third of the Members present and voting, and majority of the total Members of the Committee, the Chairman or Vice-Chairman shall cease to be the Chairman or Vice-Chairman, as the case may be. (2) For the purpose of sub-section (1) a meeting of the Market- Committee shall be held in the prescribed manner within thirty days of the date of receipt of the notice of motion of no confidence which should have been signed by not less than one third of the total members of the committee. No ex officio Member of the Market Committee shall move the notice of no confidence. The ex-officio Member

shall also not have power to vote on "no confidence motion" brought. (3) The Chairman or Vice-Chairman shall not preside over the meeting, as the case may be, but such meeting shall be presided over by an Officer, which the Collector may, appoint for the purpose. However, the Chairman or Vice-Chairman as the case may be, shall have the right to speak and otherwise to take part in the proceedings of the meeting. (4) If the motion of no confidence is not accorded as aforesaid no notice of any 2018 subsequent motion expressing no confidence in the same Chairman or Vice-Chairman shall be made until after the expiry of six months from the date of such scheduled meeting. 13-B. Leave of absence to Chairman and Vice-Chairman and consequences of absence without leave.-(1) Subject to the rules made in this behalf, every Chairman and every Vice-Chairman officiating as Chairman, who absents himself from three consecutive meetings of the committee, without leave of the Director, shall cease to be the Chairman from the date on which the such third meeting is held. (2) Subject to the provisions of sub-section (1), every Vice-Chairman, who absents himself from three consecutive meetings of the committee, without leave of the Chairman, shall cease to be the Vice-Chairman from the date on which the such third meeting is held. (3) Leave under sub-section (1) or (2) shall not be granted for six consecutive meetings of the Market Committee. Whenever such leave in extreme exigencies as prescribed is granted to the Chairman or Vice-Chairman, the Market Committee shall elect such eligible members to discharge the duties and 604 (29) 604 (30) 203FRd2018 functions as Chairman and Vice-Chairman of the Market Committee, as may be prescribed. 13-C. Refusal to hand over the charge to new Chairman or Vice-Chairman.-(1) On election of the Chairman or Vice-Chairman, as the case may be, the outgoing Chairman or Vice-Chairman shall forthwith hand over the charge of his office to the successor in office. (2) If the outgoing Chairman or Vice-Chairman fails or refuses to hand over the charge of his office, under sub-section (1), the Director or any Officer authorized by him in this behalf may, by order in writing direct the outgoing Chairman or Vice-Chairman, as the case may be, forthwith to hand over the charge of his office together with all records, funds and property of the Market Committee, if any, in his possession. (3) If the outgoing Chairman or Vice-Chairman to whom a direction has been issued under sub-section (2) does not comply with such direction, the Director or any Officer authorized by him in this behalf shall have the same powers as are vested in a Civil Court under the Code of Civil Procedure, 1908 (No. 5 of 1908), while executing a decree. " 7. 8. 9. 2018 In sub-section (3) of Section 17 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. After Section 18 of the Principal Act, the following shall be added, namely : '18-A. Act of Market Committee not to be invalidated.- No act of Market Committee or of any sub-committee thereof or of any person acting as a member, Chairman, Vice-Chairman, Presiding Authority or the Secretary shall be deemed to be invalid by reason only of some defect in the constitution or of such Market Committee, sub-committee, Members, Chairman, Vice-Chairman, Presiding Authority or the Secretary or on the ground that they or any of them were disqualified for such office, or that formal notice of the intention to hold a meeting of the committee or of the sub-committee was not given duly or by reason of such act having been done during the period Of any vacancy in the office of the Chairman, Vice-Chairman or the Secretary or Member of such committee or sub-committee or for any other informality not affecting the merits of the case.' After Section 19-B of following shall be added, the Principal Act, namely:- the 604 (31) Amendment of Section 17. Addition of new Section 18-A. Addition of new Section 19-C. 604 (32) Amendment of Section 20. Amendment of Section 21. 10. 11. 2020 18 19-C. Levy of user charge by Market Committee.-(1) Notwithstanding anything contained in this Act, the Market Committee may allow trade even in those item(s) of the agricultural produce including livestock which is/ are not notified for regulation under the Act or are not specified in the Schedule to the Act for regulation. (2) The Market Committee may collect user charge, as prescribed in Bye-laws, for allowing trade as provided under sub-section (1) at the rate not exceeding two percent ad valorem in case of non-perishable transacted agricultural produce and not exceeding one percent ad valorem in case of perishable agricultural produce and livestock. In Section 20 of the Principal Act, (1) in sub-section (1), after the words "the State Government or the Board", the words "or Director" shall be inserted. (2) In sub-section (2), after the words "the Board", the words "or Director" shall be inserted. In Section 21 of the Principal Act, - (1) in sub-section (3), after the words "State Government or Board" the words "or Director" shall be inserted; and words "or 12. 13. 14. 15. (2) in sub-section (5), after the words "State Government or Board" the words "or Director" shall be inserted. In clause (i) of sub-section (1) of Section 23 of the Principal Act, after the words "Board", wherever they

occur the words "or Director" shall be inserted. In Section 24 of the Principal Act, for the words "Managing Director" the word "Director" shall be substituted. In Section 25-A of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. After Section 27 of the Principal Act, the following shall be added, namely: - "27-A. Powers, functions and duties of the Secretary.- The Secretary shall exercise and perform the following functions and duties in addition to such other duties as may be specified in this Act, the rules or Bye-laws, namely:- (i) To convene the meetings of the Market Committee and of the sub-committees, if 604 (33) Amendment of Section 23. Amendment of Section 24. Amendment of Section 25-A. Addition of new Section 27 -A. 604 (34) 2018 any, and maintain minutes of the proceedings thereof; (ii) To attend the meetings Of the Market Committee and of every sub-committee and take part in the discussions but shall not vote at any such meeting; (iii) To take action to give effect to the resolution of the committee and of the sub-committees, and report about all actions taken in pursuance of such resolution to the committee as soon as possible; (iv) To prepare the budget proposal; (v) To furnish to the Market Committee such returns, statements, estimates, statistics and reports as the Market Committee may from time to time, require including reports regarding,- (a) fines and penalties levied on and any disciplinary action taken against the Members of the staff and the market functionaries and others; (b) over-trading by any trader; (c) contravention of the provisions of the Act, the rules, the Bye-laws or standing orders by any person; (d) suspension or cancellation of licence by the Chairman or the Director; and 20 2018 (e) administration of the Market Committee and the regulation of the marketing in the principal market yard, sub-market yard(s). (vi) To produce before the Market Committee such documents, books, registers and the likes as may be necessary for the transaction of the business of the committee or the sub- committee, whenever called upon by the Market Committee to do so; (vii) To exercise supervision and control over the acts of all officers and servants of the Market Committee; (viii) To collect fees/ user charge and other money leviable by or due to the Market Committee; (ix) To be responsible for all moneys credited to or received on behalf of the Market Committee; (x) To make disbursements of all moneys lawfully payable by the Market Committee; (xi) To report to the Chairman and the Director as soon as possible in respect of fraud, embezzlement, theft or loss of Market Committee Fund or property; and (xii) To prefer complaints in respect of prosecutions to be launched on behalf of the Market Committee and conduct civil or criminal proceedings, on behalf of the Market Committee. 604 (35) 604 (36) Amendment of Section 30. Amendment of Section 32. Amendment of Section 33. Addition of new Section 33-B. 16. 17. 18. 19. 20 2018 In Section 30 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. In sub-section (2) of Section 32 of the Principal Act, for the words "Managing Director" the word "Director" shall be substituted. In Section 33 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. After Section 33-A of the Principal Act, the following shall be added, namely:- '33-B. Registration of wholesale ad-hoc buyer.- (I) Any person desirous of wholesale buying from the market-yard/ sub-market yard on day to day basis for own consumption even without valid licence, may register with the concerned Market Committee, in the form and in the manner as may be prescribed,- (a) Such buyer will specify the market yard/ sub-yard and day of purchase while making the registration; or afterward before purchase; (b) In case of such buying, the buyer shall be liable to pay Market fee at the applicable rate to the Market Committee: 20. 21. 22

23. Provided that such wholesale purchases cannot be made more than three times in a month in the concerned market yard/ sub market yard. In Section 34 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. In sub-section (4) of Section 34-A of the Principal Act, for the words "after the approval of the Board, by the Managing Director", the words "Director" shall be substituted. After Section 34-A of the Principal Act, the following shall be added, namely:- "34-B. Dispute settlement with regard to Inter- State trade transaction.- In case of any dispute arising out of inter-State trade transaction on e-platform or any other such platform, the State Government can subscribe to become part of such Authority, which may be constituted by the Union Government or State Government under the existing law or any law to be framed thereupon. ' In sub-section (4) of Section 37-A of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. 604 (37) Amendment of Section 34. Amendment of Section 34-A. Addition of new Section 34-B. Amendment of Section 37-A. 604 (38) Amendment of 24. Section 39. Addition of new 25. Sections 42-F and 42-G. In sub-clause (g) of clause (viii) of Section 39 of the Principal Act, for the words

"Managing Director" the word "Director" shall be substituted. After Section 42-E of the Principal Act, the following shall be added, namely:- "42-F. Functions and powers of the Managing Director- (i) exercise supervision and control over officers and employees of the Board in of executive administration, matters concerning accounts and records and disposal of all questions relating to the service of the employees •as per procedure prescribed; (ii) appoint officers and employees of the Board as per direction and procedure prescribed by the Board; (iii) incur expenditure from the Marketing Development Fund on the sanctioned items of work; (iv) in case of emergency, direct the execution or stoppage of any work and doing of any act which requires the sanction of the Board; (v) prepare annual budget of the Board; (vi) arrange for internal audit of the Board; (vii) arrange for the meetings of the Board and maintain records of the proceedings of the meetings of the Board as per procedure prescribed; 2018 (viii) take such steps as deemed necessary for execution of the decision of the Board; (ix) inspect the construction work under taken by the Market Committees either from their own funds or loans and [or grants provided by the Board or any other agencies and take corrective measures; (x) take such steps as deemed necessary for effective discharge of the functions of the Board. 42-G. Conduct of business of the Board- (1) The Board shall meet for the fransaction of its business at least once m every three months at such place and at such times as the Chairman may determine. (2) Save as otherwise provided in sub-section (1) the provisions of Chapter-IV shall mutatis mutandis apply for the conduct of the business of the Eoard. (3) All proceedings of the Board shall be authenticated by the signature of the Chairman, Member-Secretary/ Managing Director and all other orders and other instruments issued by the Board shall be authenticated by the signature of the Chairman, Member-Secretary/ Managing Director or such other officer of the Board as may be authorized by the Board. 604 (39) 604 (40) Amendment of Section 43. Addition of new Chapter VIII-A. 26. 27. (4) The Board shall conduct the business in a manner prescribed under the rules. In sub-section (1) of Section 43 of the Principal Act, for the words "fifty percent", the words 'forty percent" shall be substituted. After Chapter VIII of the Principal Act, the following shall be added namely:- 'CHAPTER VIII-A 47-A. Appointment of Director of Agricultural 47-B. Marketing.- The Government may, appoint any Officer to exercise or perform such powers or functions of the Director of Agricultural Mæketing under the provisions of this Act and the rules made thereunder. Powers and functions of the Director of Agricultural Marketing.- (1) Subject to the provisions of this Act, the Director may exercise such powers and perform such functions other than those prescribed for the Managing Director of the Board under this Act, which would enable proper execution of the provisions of this Act. (2) In particular and without prejudice to the generality of the provisions of the sub- section (2) of Section 52, the functions of the Director may include- 604 (41) (i) grant/ renewal and suspension or cancellation of licence granted to the person for establishing and/or operating private market yard, market yard, farmer-consumer private market sub- yard, electronic and direct platform trading marketing; (ii) grant/ renewal and suspension or cancellation of unified single trading licence; (iii) supervision on the Market Committees for effective execution of provisions of the Act and Rules made thereunder relating to transaction of agricultural produce including livestock taking place in the principal market yards, sub-market yards; (iv) approval of the Bye-laws framed by the Market Comrnittee under this Act and Rules; (v) identifying person(s) or organization for conducting the audit of accounts of the Market C01nmii.tee and Board; (vi) sanction/ approval of the budget of the Market Committee, according to Section 25-A of this Act; (vii) accord sanction to the creation of posts of officers and staff of the Market Committee; 604 (42) 203FRd2018 (viii) taking steps for timely and proper conduct of the elections of the Market Committee and activities connected thereto; (ix) acceptance of resignation of the Chairman, Vice-Chairman and members of the Market Committee; (x) to act as dispute resolution authority for the licensee of private market yard, farmer-consumer market yard, private market yard, sub-market yard, electronic platjörm and direct marketing and holder of single unified licence; (xi) to act as appellate authority for any person aggrieved by order of the Market Committee; (xii) removal of Chairman (Vice-Chairman or member(s) of the Market Committee in the manner as may be prescribed; and (xiii) to inspect or cause to be inspected accounts and offices of the Market Committee, if so required. 604 (43) 47-C. Rev01ving Marketing Development Fund.- (1) The Director shall maintain a separate "Revolving Marketing Development Fund" to account the receipts realized as contribution from licensees of private market yard, private market sub-yard and from such other contributions Committee. including Market (2) Every Market Committee shall contribute not more than ten percent of its income derived from licence fees and market fees, as may be prescribed, to "Revolving Marketing Developpraent Fund" maintained by

Director. (3) The Director will spend the fund, so maintained under sub-section (I), in development of common marketing skill infrastructure, development, training, research and pledge financing and such other activities as will aid in creating an efficient marketing system in the State. (4) The salary and other emoluments to the officers and servants of Director of Agricultural Marketing, shall be paid from the Revolving Marketing Development Fund. 604 (44) Amendment of Section 50. Amendment of Section 53. Amendment of Section 54. Amendment of Section 55. Amendment of Section 56. Amendment of Section 57. 28. 29. 30. 31. 32. 33. 2018 47-D. Offices and staff of the Director of Agricultural Marketing.- The Director, to discharge such duties and perform such functions as assigned under this Act or Rules made thereunder, and he shall be provided with such officers and staff as may be prescribed.' In sub-section (2) of Section 50 of the Principal Act, for the words "Managing Director" the word "Director" shall be substituted. In sub-section (1) of Section 53 of the Principal Act, for the words "five thousand", the words "ten thousand" shall be substituted. In Section 54 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. In Section 55 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. In Section 56 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. In Section 57 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted. 34. 35

36. In Section 58 of the Principal Act, for the words "Managing Director" wherever they occur, the word "Director" shall be substituted In Section 59 of the Principal Act, for the words 'Managing Director" wherever they occur, the word "Director" shall be substituted, After Section 59 of the Principal Act, the following shall be added, namely : "59-A. Power of the Director to prohibit execution or further execution of resolution passed or order made by the Market Committee.- (1) The Director may, on his own motion, or on report or complaints received, by order, prohibit the execution or further execution of a resolution passed or order made by the Market Committee or its Chairman or any of its Officers or servants, if he is of the opinion that such resolution or order is prejudicial to public interest, or is likely to hinder efficient running of the business in any market yards or sub-market yards or is against the provisions of this Act or Rules or Bye-laws made there under. 604 (45) Amendment of Section 58. Amendment of Section 59. Addition of new Section 59-A and 59-B. 604 (46) Amendment of Section 61. Amendment of Section 63. 37. 38. 2018 (2) Where the execution or further execution of a resolution or order is prohibited by an order made under sub-section (1) and continuing in force, it shall be the duty of the market committee, if so required by the Director to take such action which the Market Committee would have been entitled to take if the resolution or order had never been made or passed and which is necessary for preventing the Chairman or any of its officers or servants from doing or continuing to do anything under the resolution or order. 59-B Duty of Local Authority to give information and assistance.- It shall be the duty of every Local Authority to give all the necessary information in the possession of or under the control of its officers to the Market Committee or its officers authorized in that behalf, relating to the movement of notified agricultural produce into and out of the area of the local authority, free of any charges. In Section 61 of the Principal Act, for the words 'Managing Director" wherever they occur, the word "Director" shall be substituted In proviso of Section 63 of the Principal Act, for the words "Managing Director" the word "Director" shall be substituted. 39. 40. 41. 42. 2018 In Section 64 of the Principal Act, after the words "the President, Vice-president, the members, the officers and other servants of the Board" "and the Director" shall be inserted. In Section 65 of the Principal Act, - (I) in sub-section (1), after the words Director", the words "or Director" inserted. the words "Managing shall be (2) after sub-section (2), the following shall be inserted, namely:- "(2-a) The Director may delegate to any officer any of the powers conferred on him by or under this Act. " (3) in sub-section (3), for the words Director" , the word "Director" substituted. In Section 66 of the Principal Act,- (I) after the words "Managing Director" they occur, the words "or Director" inserted. 'Managing shall be wherever shall be (2) for the words "or against any officer or servant of the Board or any market committee", the words "or against any officer or servant of the Board or Director or any market committee" shall be substituted. In Section 67 of the Principal "Board" the words "or Director" Act, after the word shall be inserted. 604 (47) Amendment of Section 64. Amendment Of Section 65. Amendment of Section 66. Amendment of Section 67. 604 (48) .Amendment of 43. Section 81. Addition of new 44. Section 82-A 20 ZFFa 2018 In Section 81 of the Principal Act, for the words Managing Director" wherever they occur, the word "Director" shall be substituted. After Section

82 of the Principal Act, the following shall be added, namely:- 82-A. Power to remove difficulty.- If any difficulty arises in implementation of any provisions of this Act, as amended by this State Sanshodhan Adhiniyam, the Government may, as exigency requires, by order not inconsistent with the provisions of this Act, do anything which appears to it to be necessary or expedient for the purpose of removing the difficulty: Provided that no such order shall be made after the expiry of a period of three years from the date on which this Sanshodhan Adhiniyam comes into force.' - 20 IS. '%+qzM/09/2013-2015.' / 38 ü. Garé, 30-05-2001." 253] 1 2020 — 11, 1942 2020 /Ø. q. /20. — 15-04-2020 505 506 1 2020 10 qu-e0r 2020 1972 (V. 24 1973) (1) 2020 1 2019 2. 1972 24 1973), 3 506 (1) 10 I o g-ft-æ-r•ß-a "10. aq&ör€T u-r *TTT, fig e, * \$17, 506 (2) 1 2020 EFN7TT• (2) (4) •q—ETRT (I) 13 (1) 21" 4 5. 1 17 (2) (G*) (-g-*iNT) qæ, aqqfq•.— 506 (3) 56 506 (4) 57 6. 1 2020 GTrgrrr \$1 -\$ *TIT I 3F:q q-rå, 57 GIN, '57. 13 13 506 (S) (v) -€#-R 3Tq-å F) qrgrn, GTVTT 506 (6) 1 2020 G-rq-th I (2) vq—ETRT (1) *71T, AR, ft-F ft-g GINT q-rå, 1 2020 1 2020 CHHATTISGARH ACT (No. IO of 2020) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2020 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No.24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Seventy First Year of the Republic of India, as follows :- 506 (7) 1. (1) (2) (3) 2. This Adhiniyam may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2020. It shall extend to whole State of Chhattisgarh. It shall come into force with retrospective effect from the date of Ist December, 2019. In Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), (hereinafter referred to as the Principal Act), in Section 2, in sub- section (1), for clause (mm), the following shall be substituted, namely : '(mm) "Petty trader" means a person who does not hold more than twenty quintals of various kinds of notified agricultural produce or ten quintals of any single notified agricultural produce in stock at a time . Provided that he . shall not purchase more than ten quintals of Short title, extent and commencement. Amendment of Section 2. 506 (8) Amendment of 3. Section IO. 1 2020 cereals or five quintals including of oilseeds, pulses and fibre crops, in a day; In the Principal Act, for Section 10, the following shall be substituted, namely:- '10. Appointment of officer-in-charge or in- charge Committee of constitution first Committee.— pending Market (1) When a market is established for the first time under this Act, the Director shall, by an order,- (a) appoint a person to be the officer- in-charge, or (b) appoint -a in-charge committee not exceeding seven person, for a period of not exceeding five years. The officer-in-charge or in- charge committee shall exercise all the powers and perform all the duties of the Market Committee under this Act, subject to the control of the Director: Provided that the Director may at any time appoint an officer—in-charge in place of in- charge committee and in-charge committee in place of the Officer 1 2020 in-charge and the in-charge officer or in-charge committee so appointed, as the case may be, shall hold office for the remaining period available to his predecessor: Provided further that in the event of death, resignation, leave or suspension of the officer-in- charge a casual vacancy shall be deemed to have occurred in such office and such vacancy shall be filled, as soon as possible by appointment of a person thereto, by the Director and until such appointment is made a person nominated by the Collector shall act as an officer-in-charge: Provided further also that, if the Market Committee is constituted before the expiration of the aforesaid period the officer-in-charge or the in-charge committee shall cease to hold office from the date of appointment for the first general meeting of the newly constituted Market Committee. (2) Any officer-in-charge appointed under sub-section (I) or any person or all 506 (9) 506 (10) Amendrment of Section 17. (3) (4) 1 2020 person appointed to. in-charge committee under clause (b) of sub- section (I), may at any Orne be removed by the Director, who shall have power to appoint another person or another persons in his place, as the case may be. Any person appointed as officer-in- charge under sub-section (I) shall receive from the Market Committee Fund for his services such Honorarium as may be fixed by the Government, and each member of the in-charge committee shall be entitled to receive allowances from the market committee fund at such rate as the allowances payable to the members of the Mandi Committee. The officer-in-charge or the in-charge committee appointed under sub- section (I) shall, notwithstanding the expiration of his term thereunder, continue to hold office till the date appointed for the first general meeting under sub-section (I) of Section 13 of the newly constituted Market Committee. " 4. In the Principal Act, in Section 17, in sub- section (2), for clause (xix), the following shall be substituted, namely:- 5. 1 2020 (xix) make arrangements for employing by rotation, weighmen and hammals for weighing and transporting of goods in respect of transaction held in the market yard and make arrangements for fixing their wages: Provided that the State Government may, under this sub- section

notify minimum wages for weighment and other works, which the Mandi Committees shall be bound to comply: Provided further that nothing in this clause shall apply for employing hammals by traders for transporting their goods from the market yard to their godowns. " In Principal Act, in Section 56, for sub-section (3), (4) and (5), the following shall be substituted, namely:- "(3) When a Market Committee has been superseded, the Director may by an order- (a) appoint a person to be called the officer-in-charge, or (b) appoint a committee consisting of not more than seven persons to be called the in-charge committee, To carry out the functions and exercise 506 (11) Amendment of Section 56. 506 (12) 1 the power of the Market Committee and transfer to such officer-in-charge or in charge committee the assets and liabilities of the superseded Market Committee as on the date of such transfer: Provided that the Director may at any time appoint an officer-in-charge in place of in-charge committee and in- charge committee in place of the officer- in-charge: Provided further that in the event of death, resignation, leave or suspension of the officer-in-charge, a casual vacancy shall be deemed to have occurred in such office and such vacancy shall be filled, as soon as possible by appointment of a person thereto, by the Director and until such appointment is made a person nominated by the Collector shall act as an officer-in- charge. (4) Any officer-in-charge or any person or all person appointed to in-charge committee under clause (b) of sub-section (3) may at any time be removed by the Director, who shall have power to appoint another person or another persons in his place, as the case may be. 6. 1 2020 (5) Any person appointed as officer in-charge under sub-section (3) shall receive from the Market Committee Fund for his services such Honorarium as may be fixed by the Government, and each member of the in-charge committee shall be entitled to receive allowances from the market committee fund at such rate as the allowances payable to the members of the Mandi Committee." In the Principal Act, for Section 57, the following shall be substituted, namely: "57 .Consequences of dissolution under 506 (13) Amendment of Section 57. Section 13. (1) Where a Market committee stands dissolved under sub- section (2) of Section 13, the following consequences shall ensue namely : (a) all the members as well as the Chairman and -Vice-Chairman of the Market Committee shall, as from the date of dissolution of such Market Committee under the said sub- section, be deemed to have vacated their offices; (b) all powers and duties of the Market Committee under this Act, shall be exercised and performed subject to the control of the Director, - 506 (14) 1 2020 (i) by a person to be called the officer in-charge as the Director may, by order appoint in that behalf, (ii) by a committee consisting of not more than seven persons to be called the in-charge committee as the Director may, by order appoint in that behalf: Provided that the Director may at any time appoint an officer- in-charge in place of in-charge committee and in-charge (c)' committee in place of the officer-in- charge: Provided further that in the event of death, resignation, leave or suspension of the officer-in-charge a casual vacancy shall be deemed to have occurred in such office and such vacancy shall be filled, as soon as possible by appointment of a person thereto by the Director and until such appointment is made a person noll!inated by the Collector shall act as an officer-in- charge; all property vested in the Market Committee shall vest in the officer-in-charge or the in-charge Comrnittee in trust for the purposes of this Act. 1 2020 (2) Any officer-in-charge or any person or all persons appointed to in-charge committee under sub-clause (ii) of clause (b) of sub section (1) may at any time be removed by the Director who shall have power to appoint another person or another persons as the case may be. (3) Any person appointed as officer-in-charge 506 (15) (4) under sub-section (1) shall receive from the Market Committee Fund for his services such Honorarium as may be fixed by the Government, and each member of the in- charge committee shall be entitled to receive allowances from the market committee fund at such rate as the allowances payable to the members of the Mandi Committee. The officer-in-charge or the in-charge committee shall cease to hold office on the date appointed for the first general meeting of the Market Committee as reconstituted." aaa - 2020. "%FäæFR/\$f/09/2013-2015." / 38 ft. Q. 30-05-2001." 406] 2021 — 6, 1943 7596/*:75/21 -WWF./Ø. 71.121. 08-07-2021 811 812 (1) (2) (3) 2. 3. 12 2020 1972 (h 24 1973) 2020 1972 (n 24q1973) 19 31Q@:- a-al fR-zqa, UUT*, 79 (2) - 27 2021 7596 75/ /ø. vr./21 27-07-2021 CHHATTISGARH ACT (No. 120f 2021) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2020 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of1973). Be it enacted by the Chhattisgarh Legislature in the Seventy First Year of the Republic of India, as follows :- 812 (1) Short title, extent and commencement. 1. 2. 3. (2) (3) This Adhiniyam may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2020. It shall extend to the whole State of Chhattisgarh. It shall come into force with retrospective effect from the date of 1st December, 2020. For clause (ii) ofsub-

section (1) of Section 19 of the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No. 24 of 1973), (hereinafter referred to as the Principal Act), the following shall be substituted, namely "(ii) On the notified agricultural produce whether brought from within the State or from outside the State into the market area and used for processing and manufacturing and thereafter sale of processed and manufactured items. At such rates as may be fixed by the State Government, from time to time, subject to a minimum rate of fifty paise and a maximum of three rupees for every one hundred rupees of the price in the manner prescribed; in addition, Farmer Welfare Fees, at such rates as may be fixed by the State Government, from time to time, subject to a minimum rate of fifty paise and a maximum of two rupees for every one hundred rupees of the price in the manner prescribed : Provided that no Market Committee other than the one in whose market area the notified agricultural produce is brought for sale or processing and manufacturing by an agriculturist or trader, as the case may be, for the first time shall levy such market fees and Farmer Welfare Fees. " After clause (v) of sub-section (2) of Section 79 of the Principal Act, the following shall be inserted, namely "(v-a) The procedure for recovery of Farmer Welfare Fees, fine for evasion of Farmer Welfare Fees, manner for assessment of Farmer welfare fees in default of furnishing returns and procedure of use of Farmer welfare fees;" Amendment Section 19. Amendment Section 79. - 2021. Of 1124 19 3. 23 2024 (mq-im 9 2024) 2024. 1972 24 1973) (1) (iizitfi) 2024 1 1972 24 1973) (1) (qqifi) (3iiGT\$) 19 (2). (3) (4) arrå z. 5- 7. 23 2024 Gi Givi 20 (3) F' GTq I 23 (a) 32 (1) (qi) 32 (1) *.-..arq 1124 (1) 20 23 1124 (2) 44 9. 23 2024 GfäÄ2Fi 43 (1) aqfq— (\$fi) (7) fifi- 44 \$ @gg) gmfQ— fig 10 1124 (3) 13. 23 2024 69 i, 1124 (4) 23 2024 CHHATTISGARH ACT (No. 9 of 2024) THE CHHATTISGARH KRISHI UPAJ MANDI (SANSHODHAN) ADHINIYAM, 2024 An Act further to amend the Chhattisgarh Krishi Upaj Mandi Adhiniyam, 1972 (No.24 of 1973). Be it enacted by the Chhattisgarh Legislature in the Seventy Fifth Year of the Republic of India, as follows : Short title, extent and commencement. Amendment of Section 2. Amendment of Section 19. 1. 2. 3. (1) (2) (3) This Adhiniyam may be called the Chhattisgarh Krishi Upaj Mandi (Sanshodhan) Adhiniyam, 2024. It shall extend to the whole State of Chhattisgarh. It shall come into force from the date publication in the Official Gazette. of its After clause (ffff) of sub-section (1) of Section 2 of the Chhattisgarh Krishi Upej Mandi Adhiniyam, 1972 (No. 24 of 1973), (hereinafter referred to as the Principal Act), the following clause shall be inserted, namely:- "(fffff) "e-NAM (National Agricultural Market)" means an All-India electronic (online) agricultural trade portal operated by the Ministry of Agriculture and Farmers Welfare, Government of India, which integrates existing Agricultural Produce Market Committees for sale and purchase of notified agricultural produce, connects to the national market. In sub-section (2), (3) and (4) of Section 19 of the Principal Act, after the words "market fees" or "market fee" wherever they occur, the words "and farmer welfare fee" shall be inserted. 4. 5. 6. 7. 8. 23 2024 In Section 19-B of the Principal Act, after the word "market fee" wherever they occur, the words "and the farmer welfare fee" shall be inserted. In sub-section (3) of Section 20 of the Principal Act, after the words "market feet, the words "and farmer welfare fee" shall be inserted. In sub-section (3) of Section 23 of the Principal Act, after the words "market fee", the words "and farmer welfare fee" shali be inserted. (i) In sub-section (1) of Section 32 of the Principal Act, for the punctuation full stop ".", the punctuation colon " " shall be substituted; and (ii) After sub-section (1) of Section 32 of the Principal Act, the following proviso shall be added, namely:- single registration/ licensed "Provided that, trader/ processor/manufacturers of Mandi Board/ Mandi Committee of other State, purchase of notified agricultural produce through e-NAM (Nationar Agricultural Market) portal operated by Government of India and License/registration shall not be required on payment of price of notified agricultural produce, maz•ket fee, farmer welfare fee and other dues as per this Act and the rest of the provisions of this Act shall be effective." (i) In sub-section (1) of Section 32-A of the Principal Act, for the punctuation full stop ".", the punctuation colon " " shall be substituted; and (ii) After sub-section (1) of Section 32-A of the Principal Act, the following proviso shall be added, namely:- single registration/ licensed "Provided that, trader/ processor/manufacturers of Mandi Board/ Mandi Committee of other State, purchase of notified .agricultural produce through e-NAM 1124 (5) Amendment of Section 19-B Amendment of Section 20. Amendment of Section 23. Amendment of Section 32. Amendment of Section 32-A. 1124 (6) Amendment of Section 33-B. Amendment of Section 37-A. Amendment of Section 43. Amendment of Sectioni 44. 9. 10. 11. 12. 23 2024 (National Agricultural Market) portal operated by Government of India and License/ registration shall not be required on payment of price of notified agricultural produce, market fee, farmer welfare fee and other dues as per this Act and the rest of the provisions of this Act shall be effective." In

clause (b) of sub-section (1) of Section 33-B of the Principal Act, after the words "market fees", the words "and farmer welfare fee" shall be inserted. In sub-section (5) of Section 37-A of the Principal Act, after the words "market fees", the words "and farmer welfare fee" shall be inserted. In Section 43 of the Principal Act (i) (ii) (iii) in sub-section (1), after the words "Marketing Development Fund", for the punctuation full stop ":" shall be substituted, the punctuation colon and after sub-section (1), the following proviso shall be added, namely:- "Provided that, every Market Committee shall pay to the Board such percentage of Farmers Welfare Fee as the State Government may, by notification, declare from time to time, every month, the amount so paid and collected shall be called Chhattisgarh State Farmer Welfare Fund." In sub-section (7), after the words "Chhattisgarh State Marketing Development Fund", the words "Chhattisgarh State Farmers Welfare Fund" shall be inserted. For clause (xii) of Section 44 of the Principal Act, the following clause shall be substituted, namely:- "(xii) The Board will deposit 10 percent amount of its 13.23 2024 gross annual income in the Chhattisgarh State Farmer Welfare Fund for various farmer welfare oriented activities (farmers interest). The Chhattisgarh State Farmer Welfare Fund can be used for the (purposes prescribed in the rules." In Section 69 of the Principal Act, after the words "market fee" or "market fees" wherever they occur, the words "and farmer welfare fee" shall be inserted. 1124 (7) Amendment of Section 69. 2024.

