

CHHATTISGARH RICE PROCUREMENT (LEVY) ORDER 2005

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5. Levy on Rice—Millers. who will conduct the cu.qom Inilling of the paddy purchased under price support scheme, •will only becntitled to sell the quantity of levy rice to purchase officer of his own account, as may be notified in the official Gazette by the State Government from time to time. Every miller shall sell rice to the purchase officer as defined in clause 4 only after completion the custom milling of the paddy in accordance with an. agreement. Millers shall sell only specified quality of rice to the purchase officer as per the norens fixed by the Government of india for each Kharif Marketing Season. Process of Levy Procurement— (i) Before the sell of levy rice to the purchase officer. millers engaged in custo:n Inilling will have to furnish a declaration in a fol'lmat prescribed by the Director and submit it before the purchase officer and Collector or any officer authorised by the Collector. On receipt of declaration from the tnille.rs. the purchase officer shall purchase the declared quantity of mentioned rice in prescribed format by millers. It shall be the duty of the miller to calculate and give the information of con•cct quantity Of levy rice for sell in prescribed format according to the custom milled rice deposited by him to Food Corporation of India or Chhattisgarh State Civil Supplies Corporation Limited. Enforcement officer and Purchase officer shall ensure that sell of only appropriate quantity of levy rice by miller takes place according to the custom milled rice deposited by Iniller to Food Corporation of India or Chhattisgarh State Civil Supplies Corporation Linlited. Restrictions on milling by miller— State Government can issue

instructions on such terms and restrictions for millers, as may be notified by State Government, for conversion of the paddy procured under price support scheme and stored by State Government or its agency into rice

6. Purchase price—The price payable to millers for fair average quality of common and Grade "A" variety of levy rice shall be according to the price fixed by the Government of India for concerned Kharif Marketing Season. Provided that in case the rice offered for sale does not conform to the specifications issued by Government of India, the miller shall bring out such improvements as may be necessary, in regard to various refractors of uniform specification so as to bring it within the specifications issued by Government of India.

7. Acceptance of Levy—The purchase officer shall as far as possible in presence of the miller or his agent shall draw two representative sample and analyse in presence of the miller or his agent to confirm that the stock offered is conforming to uniform specification issued by the Government of India. The purchase officer shall release analysis result for calculation of the price and payment after the confirmation of the stock being as per the uniform specification. In case of dispute where the miller does not agree with the results of analysis referred in sub clause (ii), the purchase officer shall as far as possible in the presence of the miller or his agent use to be taken and sealed three representative samples of the rice delivered under clause-3. hand one sample to the miller or his agent and sent two other samples to District Lab of Food Corporation India. Out of these IWO representative samples, one shall be analysed under the supervision of Deputy Manager (Quality Control) of Food Corporation of India associating with the Assistant Food Officer or Food Inspector of the concerned districts.

8. The result of the second sample analysis referred in sub clause (iii) shall be binding on both the parties and the price payable for the stock of rice shall be finally calculated on the basis of that result. Inspection and supervision over purchase officer—With a view to securing compliance with the provisions of this order, the State Government, Director or the Collector, within their respective jurisdiction may, from time to time, call for details of levy collected on custom milled rice delivered by millers from appropriate authority of Food Corporation of India

9. Exemption—The State Government may, by general or special Order exempt any person or class of persons from the operation of all or any of the provisions of this Order and may at any time revoke or cancel such exemption.

10. (i) any miller or person contravenes any provision of this Order, he shall be liable to punishment under section 7 of Essential Commodities Act 1955. If any miller contravenes any of the provision of this Order, then whole or any part of any stock of rice, together with the packages and coverings thereof shall be forfeited to the State Government

11. Powers of Entry, Search and Seizure etc.—Any Enforcement Officer may, with a view to securing compliance with the provisions of this Order or to satisfying himself that this Order has been complied with—enter, with such assistance as may be necessary any rice mill or other premises where he has reason to believe that rice is produced or stocked; ask of any person all necessary questions; examine any books or documents or call for the submission of such returns relating to the stocks of custom milled rice and other rice held by miller, search and so far may be necessary for the purpose, detain any person or seize rice found in such person's possession in respect of which he has reason to believe that contravention of any of the provisions of this Order has been, is being or is about to be committed and thereafter take or authorise the taking of all measures necessary for the production of stocks, so seized, in a court and for their safe custody, pending such production.

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14. Maintenance of records—Every miller shall maintain records of paddy and rice in a format as prescribed by Director.

Appeal—(2) Any person aggrieved by an order of the Enforcement officer or purchase officer regarding levy or custom milling may appeal to the Collector within 30 days of the date of receipt of the order. Any person aggrieved by an order of the Collector regarding levy or custom milling may appeal to the State Government within 30 days of the date of receipt of the order. Duty to comply with Orders and directions—Every miller or other person to whom any order or direction is issued under any powers conferred by or under this Order shall comply with such order or direction.

236 (6) IS. Repeal and Savings—17 2005 Chhattisgarh Rice Procurement (Levy) Order 1970, enforced by this department's Order No. 5728-2.544-XXX (i) 70, dated 15th August 1970 is hereby rescinded on the date of enforcement of this Order. Notwithstanding anything contained in such repeal, any order issued under the Chhattisgarh

Rice Procurement (Levy) Order 1970 shall be deemed to have made granted or issued under this Order. By order and in the name of the Governor of Chhattisgarh, B. S. ANANT, Joint Secretary. Irqqi%llia

