

CHHATTISGARH PUBLIC DISTRIBUTION SYSTEM (TRANSPARENCY AND ACCOUNTABILITY) RULES 2017

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2. Definitions.- (1) In these rules, unless the context otherwise requires,- (a) "Central Act" means the National Food Security Act, 2013 (No.20 of 2013); (b) (c) (d) "Central Government" means the Government of India; "Director" means the Director, Food, Civil Supplies and Consumer Protection, Chhattisgarh; "District Complaint Redressal Officer" means the • officer appointed at district level for redressal of the 1 2017 782 (15) complaints related to the provisions under the Public Distribution System, the Central Act and the State Act; Social audit" means a process in which the citizens in a (e) group supervise the implementation of the schemes under Public Distribution System and evaluates the same; (f) "State Act" means the Chhattisgarh Food and Nutritional Security Act, 2012 (No. 5 of 2013); (g) "State Food Commission" means the Chhattisgarh State Food Commission formed by the State Government for implementation of provisions of Section 16 of the Central Act; (h) "State Government" means the Government of Chhattisgarh; (i) "Vigilance Committee" means the committee constituted under Section 29 of the Central Act and Section 24 of the State Act to discharge the functions specified in sub- section (2) of Section 29 of the Central Act and sub- section (2) of Section 24 of the State Act, respectively. (2) Words and expression used herein but not defined shall have the same meaning as respectively assigned to them in the National Food Security Act, 2013 (No. 20 of 2013), the Chhattisgarh Food and Nutritional Security Act, 2012 (No. 5 of 2013), the Essential Commodities Act, 1955 (No. 10 of 1955) and the Rules made thereunder. CHAPTER-11 MONITORING AND SUPERVISION 3. Constitution of Vigilance Committee, meetings, duties and responsibilities.- (1) Vigilance Committees shall be established at State, District, Block and Fair Price Shop level to review the implementation and monitoring of the provisions of the Central Act, the State Act and Targeted 782 (16) 1 2017 Public Distribution System (Control) Order, 2015 issued by the Central Government and Chhattisgarh Public Distribution System (Control) Order, 2016 issued by the State Government. (2) Following Vigilance Committees shall be formed, namely:- I. State Level Vigilance Committee:- (A) Formation of committee:- President: Members: Hon'ble Minister,

Government of Chhattisgarh, Department of Food, Civil Supplies and Consumer Protection. (i) Secretary, Government of Chhattisgarh, Department of Food, Civil Supplies and Consumer Protection; of (ii) Secretary, Government of Chhattisgarh, Department of Panchayat and Rural Development; (iii) Secretary, Government of Chhattisgarh, Department; Cooperative (iv) Secretary, Government of Chhattisgarh, Department Women and Child Development; (v) Secretary, Government of Chhattisgarh, Department of of of Scheduled Tribes and Scheduled Castes Development; , 1 2017 (vi) Secretary, Government of Chhattisgarh, Department 782 (17) of of School Education; (vii) Managing Director, Chhattisgarh State Civil Supplies Corporation; (viii) Managing Director, Chhattisgarh State Warehousing Corporation; (ix) State Information Officer, NIC; (x) State Level Coordinator of Oil Companies; and (xi) Members nominated by the State Government from Scheduled Tribes, Scheduled Castes, Women, Persons with disability (one member from each category), who have experience of working in the field of food security. Member-Secretary:- Director, Food, Civil Supplies and Consumer Protection. (B) Meeting Schedule:- Member Secretary of the State Level Vigilance Committee i.e. Director shall ensure that the meeting is convened at least twice in a year. (C) Duties and Responsibilities:- Duties and responsibilities of the State Level Vigilance Committee shall be as follows,- 782 (18) 11?TrgA? 2017 (a) monitoring the implementation of all the schemes under the Central Act and the State Act in the State. (b) to review suggestions and disposal of complaints of District Level Vigilance Committee

11. District Level Vigilance Committee:- (A) Formation of the Committee:- President Members- (i)

(ii) Minister in-charge of the District. President of Zila Panchayat; Four members of Zila panchayat, which includes one member from Scheduled Castes or Scheduled Tribes and two Women members (duly approved by the General Body of Zila Panchayat); (iii) Food Controller/ Food Officer; (iv) District Programme Officer, Women and Child Development Department; (v) Assistant Commissioner, Scheduled and Scheduled Castes Tribes Development Department; District Education Officer; (vi) (vii) (viii) Deputy/ Assistant Cooperative Societies; Registrar, Representative of Oil Companies; (ix) (x) 1 2017 Food, District Manager, Supplies Corporation; and 782 (19) Civil Members nominated by the State Government from Scheduled Tribes, Scheduled Castes, Women, Persons with disability (one member from each category), who have experience of working in the field of food security. or Additional Member-Secretary- Collector Collector/Joint Collector as authorized by Collector himself, who does not have the responsibilities of District Complaint Redressal Officer. (B) Meeting Schedule:- Member-Secretary of the District Level Vigilance Committee shall ensure, that the meeting is convened at least once in every quarter and minutes of the meeting is made available to the State Level Vigilance Committee. (C) Duties and Responsibilities:- Duties and responsibilities of the District Level Vigilance Committee shall be as follows, (i) to review the implementation of the provisions of the Central Act and the State Act with respect to Public Distribution System; (ii) to review the storage of ration commodities under Public Distribution System and its distribution to the beneficiaries; 782 (20) 1 2017 (iii) to strengthen the Public Distribution System and submit suggestions to the State Level Vigilance Committee regarding implementation of the Central Act and the State Act in the district; (iv) to ensure compliance of the provisions of the Public Distribution System Control Order; (v) to examine and redress the proposals received from sub-ordinate Vigilance Committees and to suggests its redressal and submit necessary suggestions to the State Level Vigilance Committee; (vi) to take necessary action to generate awareness among consumers regarding implementation of the provisions of the Acts; (vii) to inform the District Grievance Redressal Officer, in writing, of violation of any provisions of the Acts; and (viii) to inform the District Grievance Redressal Officer, in writing, of any malpractices or misappropriation of funds found by it. Ill. Block Level Vigilance Committee:- (A) Formation of the committee:- 1 2017 782 (21) President- Chairperson of Janpad Panchayat. Members-(i) Four members of Janpad Panchayat, which includes one member from Scheduled Castes or Scheduled Tribes and two women members (duly approved by the General Body of the Panchayat) ; (ii) Assistant Inspector; Janpad concerned Food Officer/ Food (iii) Project Officer, Department of Women and Child Development; (iv) Block Education Officer; (v) Cooperative Inspector; (vi) In-charge of Supply Centre, Civil Supplies Corporation; and (vii) Four Ration cardholder, which includes one from Antyodaya category and one from destitute or disabled green ration card holder (nominated by the President of Janpad Panchayat for two years). Member Secretary- Chief Executive Officer of Janpad Panchayat. (B) Meeting Schedule :- Member Secretary of the Block Level Vigilance Committee i.e. Chief Executive Officer of Janpad Panchayat shall ensure, that the meeting is convened at

least once in every quarter and minutes of the meeting is 782 (22) 1 2017 made available to the District Level Vigilance Committee. (C) Duties and responsibilities:- Duties and responsibilities of the Block Level Vigilance Committee shall be as follows, (i) (ii) (iii) (iv) (v) (vi) to monitor the implementation of the provisions of Public Distribution System, the Central Act and the State Act at the block level; to review the storage of ration commodities of Public Distribution System and its distribution to the beneficiaries; to submit suggestions to the District Level Vigilance Committee regarding strengthening and of Public Distribution System implementation of the provisions of the Central Act and the State Act at block levels; to ensure compliance of the provisions of Public Distribution System Control Order and to inform the District Grievance Redressal Officer, in writing, of any violation of the provisions of the Central Act and the State Act; to examine and redress the proposals received from sub-ordinate Vigilance Committees and to submit necessary suggestions to the District Level Vigilance Committee; to take necessary steps to generate awareness among consumers regarding the provisions of the Acts and its implementation; and 782 (23) (vii) to inform the District Grievance Redressal Officer, in writing, of any malpractices or misappropriation of funds found by it. I V. Fair Price Shop Level Vigilance Committee:- (A) Formation of the committee:- (i) In rural areas:- President- Sarpanch, Gram Panchayat. Members- (i) Four members of Gram Panchayat, which includes one member from Scheduled Castes or Scheduled Tribes and two women members. (duly approved in the meeting of Gram Panchayat); (ii) One member, who shall be a Government employee as nominated by the Collector; and (iii) Four Ration cardholders which includes one from Antyodaya category and one destitute or disabled green ration card holder (nominated by Gram Sabha for 2 years). Member Secretary- Secretary, Gram Panchayat. (ii) In urban areas:- Councilor of respective ward. President- Members- (i) Four Ration cardholder which includes one from Antyodaya and one 782 (24) destitute or disabled green ration (nominated by card holder Municipal Corporation for two years); (ii) One member, who shall be the Government employee; and (iii) Food Inspector of the respective area. Member Secretary- Officer/ Employee authorized by the Municipal. (B) Meeting Schedule:- Member-Secretary of the Fair (C) Price Shop Level Vigilance Committee shall ensure, that the meeting is convened once in a month and minutes of the monthly meeting is made available to the Block Level Vigilance Committee. Duties and Responsibilities:- Duties and responsibilities of the Fair Price Shop Level Vigilance Committee shall be as follows,- (ii) (iii) (iv) (v) to review the activity and responsibilities of Fair Price Shops being run in the Gram Panchayat/ Ward; to review the storage and distribution of ration commodities in the Fair Price Shop as fixed by Director, Food, Civil Supplies and Consumer Protection; to Physically verify food grains at the time of storage at Fair Price Shop; to organise Rice Festival as fixed by the District Administration; to proclaim arrival of food grains monthly at Fair Price Shop: 1 2017 782 (25) (vi) to identify the land and to suggest for construction of building, where fair Price Shop building is not available; (vii) to display fair price shop's name on board, stock board, ration card list, name of members of Vigilance Committee at Fair Price Shop; (viii) to maintain the prescribed registers at Fair Price Shop; (ix) to ensure display of samples of food grains being distributed at Fair Price Shop; (x) to check the quality of food grains received at Fair Price Shop; (xi) to ensure the monthly submission of Declaration Form and Amount/ Demand Draft on time from Fair Price Shop sales person; (xii) to register maximum number of beneficiaries of the village/ward and members of the committee at Department's website, so as to receive information through SMS regarding storage of food grains at Fair Price Shop allotted for the same; (xiii) to make available suggestions regarding functioning of Fair Price Shop to the Block Level Vigilance Committee; (xiv) to ensure compliance of the provisions of Public Distribution System Control Order, the Central Act and the State Act and inform the District Grievance Redressal Officer, in 782 (26) (xv) 1 2017 writing, of violation of any provision of the Central Act and the State Act; and to inform the District Grievance Redressal Officer, in writing, of any malpractices or misappropriation of funds found by it. CHAPTER-III Transparency and Accountability 4. Disclosure of records of PDS.- (1) Public Distribution System related important records such as, (i) (ii) (iii) (iv) (v) (vi) (vii) copy of the Central Act and the State Act; information regarding implementation of Public Distribution System; issuance of ration card; district-wise and agency-wise information of Fair Price Shop; district-wise, block-wise, gram panchayat/ urban local body-wise ration card report; monthly report of allocation, storage and distribution of ration commodities; and relevant records pertaining to the mid-day meals scheme and schemes implemented through aanganwadis for food and nutrition security, shall be placed in the public domain. These documents can be inspected and copies can be provided under the provisions of the Right

to Information Act, 2005 (No.22 of 2005). (2) The following actions need to be taken in order to maintain Transparency and Accountability, namely:- (a) Janbhagidari Website- Important information of Public Distribution System with reference to the provisions of the Central Act and the State Act shall be displayed at "Janbhagidari" website. There shall be provision for lodging of complaints and suggestions by the general public in the website and also to register the mobile numbers to obtain (b) 1 2017 782 (27) information regarding storage of ration commodities in the Price Shop under Public Distribution System. In addition, the following information of the department shall also be displayed on the website, namely:- (i) District-wise, Block-wise/ Municipality-wise and Panchayat-wise Fair Price Shops; (ii) District-wise, Block-wise/ Municipality-wise and Panchayat-wise ration cards; (iii) District-wise, Fair Price Shop-wise monthly allotment; (iv) Detailed information of Fair Price Shop-wise ration cards; (v) Rules and Acts of the Department; and (vi) Other information of the department as specified by the Director, Food, Civil Supplies and Consumer Protection, from time to time. Rice Festival — (i) In order to ensure transparency in distribution of ration commodities under Public Distribution System, the Central Act and the State Act, Rice Festival shall be conducted every month at Fair Price Shops. (ii) In such villages where Fair Price Shops are run and Hat Bazars are in operation, Rice Festival shall be conducted on the day of first hat bazaar of every month and in the remaining Fair Price Shops the same shall be conducted on 7th of every month. (iii) A Nodal Officer for Rice Festival shall be appointed by the District Collector at each Fair Price Shop. (iv) Monthly quota of ration commodities shall be distributed to beneficiaries in the presence of 782 (28) (c) 1 2017 members of Vigilance Committee and Nodal Officer at Rice Festival. Social Audit:- In order to ensure transparency in the implementation of Public Distribution System, the Central and the State Act, the State Government shall make available all records to the general public. Social Audit shall be done in accordance with the following procedure, namely:- (i) All records related to allotment, storage and distribution of ration commodities under Public Distribution System at Fair Price Shops shall be placed at Gram Sabah on 15th of August and 26th of January every year for social audit. Records related to mid-day meal scheme and Integrated Child Development Services (ICDS) centers in the panchayat or ward area shall also be submitted for social audit. (ii) For this purpose, in rural areas, documents of intervening period of the Gram Sabhas in the Gram Sabhas days specified in the sub-clause (i) of clause (C) of Rule 4 shall be produced by the Fair Price Shop Owner and concerned Food Inspector for social audit. (iii) After audit of documents at Gram Sabah, the report along with recommendation shall be submitted to Block Level Vigilance Committee. After examination by Block Level Vigilance Committee, recommendation shall be forwarded to District Level Vigilance Committee for further necessary actions. (iv) In urban areas, the urban local body shall convene a meeting of the residents of the ward on the fixed date and shall conduct social audit. Meeting at ward level shall compulsorily be conducted at least once in six months for social audit. 1 2017 Inspector for social audit at bill 782 (29) •urban audit of documents at wards •meeting in the along with report (vii) recommendation shall be submitted to Block Level Vigilance Committee. After examination by Block Level Vigilance Committee, recommendation shall be forwarded to District Level Vigilance Committee for further necessary action. After compiling the social audit report of Fair Price Shops, District Collector shall take appropriate action to address the issues arising from the audit. Action taken on the social audit report shall be forwarded to Directorate and the State Government.

5. 6

7. Exemption.- For smooth functioning of Public Distribution System, the State Government, by keeping consistence with Targeted Public Distribution System (Control) Order, 2015 issued by the Central Government, may grant an exemption from all or any of the provisions of this rule and may revoke or suspend such exemption at any time. Protection of the action taken under this rule.- No suit, prosecution, or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done under this rule. Powers to issue orders for compliance of instructions.- The State Government or the Director may issue necessary orders/ instructions, from time to time, to ensure compliance of various provisions of. this rule and for the transparency, accountability and implementation of innovations in Public Distribution System. By order and in the name of the Governor of Chhattisgarh, MANOJ KUMAR SONI, special Secretary. FTÄifi, - 2017.