

DEPARTMENT OF INDUSTRIES AND COMMERCE PUNJAB (RULES)

Government of Punjab Department of Industries and Commerce NOTIFICATION The 29 July, 2020 No. I q S 7 In exercise of the powers conferred by section 14 of the Punjab Right to Business Act, 2020 (Punjab Act 1 of 2020) and all other powers enabling him in this behalf, the Governor of Punjab is pleased to make the following rules for carrying out the purposes of the said Act, namely:- 1. 2

3. RULES Short title and commencement.- (1) These rules may be called the Punjab Right to Business Rules, 2020. (2) They shall come into force on and with effect from the date of their publication in the Official Gazette. Definitions.- In these rules, unless the context otherwise requires, - (a) "Act" means the Punjab Right to Business Act 2020; (b) "Form" means Forms appended to these rules; (c) "Government" means the Government of Punjab in the Department of Industries and Commerce; Process for filing of Declaration of Intent.- (1) Every new enterprise, willing to avail the Certificate of In Principle Approval to set up its business in the State, shall furnish a duly filled Declaration of Intent to the District Nodal Agency electronically, in the format prescribed in Form - I or Form - 11, as specified in section 10 of the Act. All statutory application fee, transaction fee, inspection fee or any other fees chargeable under any Punjab law, notified from time to time, in respect of actions, services and approvals shall be payable online to all the relevant authorities at the time of filing of Declaration of Intent and before the issue of the "Certificate of In Principle Approval" by the applicant. (2) The Declaration of Intent shall be submitted by- (a) the proprietor, in the case of a proprietary enterprise; (b) the authorized partner in the case of partnership enterprise; and (c) the authorized person in the case of other forms of enterprise. 4. 5. (3) In case the applicant has filled Declaration of Intent in Form — 1, the fee paid would be verified by the concerned department. A Demand Notice for additional fee shall be raised, if the fee paid is found to be lesser than the required fee, within thirty days of issue of the Certificate of In Principle Approval by the concerned department. The Applicant shall pay the additional fee, if any, within sixty days from the date of demand notice through the online portal. (4) In case the enterprise intends to commence its commercial operations on more than one premises, a separate Declaration of Intent shall be submitted for each of the premises. Procedure for Grant of Certificate of In Principle Approval.- (1) On the receipt of Declaration of Intent in Form - I, the Certificate of In Principle Approval shall be issued in Form - III by the District Nodal Agency within three working days. (2) On receipt of Declaration of Intent in Form — II.- (a) the application along with relevant documents shall be circulated to the members of the Scrutiny Committee by the District Nodal Agency, electronically, within two working days; (b) the Scrutiny Committee shall examine and decide upon the applications and send its recommendations to the District Nodal Agency within ten working days; (c) upon receipt of the recommendations of the Scrutiny Committee, the decision to issue a Certificate of In Principle Approval shall be taken by the District Nodal Agency within a period of three working days; and (d) in case the decision to issue the Certificate of In Principle Approval is not taken within the stipulated period, it shall be deemed to have been approved by the District Nodal Agency and an acknowledgment shall be sent to the enterprise automatically by the Online Portal on behalf of the District Nodal Agency in Form - IV. Members of the Scrutiny Committee.- The Scrutiny Committee specified in section 9 of the Act shall consist of the Deputy Commissioner of the concerned District as Chairman and the following other Officers as its members, namely: - Serial No. 1 2 3 4 5 6 Particulars Deputy Commissioner General Manager, District Industries Centre cum Additional Chief Executive Officer, District Bureau of Enterprise Department of Town and Country Planning (State Town Planner or District Town Planner) Department of Local Government (Commissioner of Municipal Corporation or Estate Officer of Municipal Committee or Council) Department of Revenue (District Revenue Officer) Department of Labour (Deputy Director, Factories) Designation Chairman Member Secretary and Convener Member Member Member Member 6. The Chairman may associate any other district officer(s), if considered necessary, to achieve the objectives of the Committee. Power to remove difficulties.- If any difficulty arises in the application or interpretation of any of provisions of the Act or these rules, the matter shall be referred by the District Nodal agency to the Government through the State Nodal agency, who may grant interpretation and/or clarification of provisions of the Act and rules. The decision of the Government in such matters shall be final. Dated: ,97-07- o Alok Shekhar, IAS Principal Secretary to Government of Punjab, Department of Industries and Commerce. Endst.No. PIU/PRBR, 2020/S-5/ /9sg—

/9sq Date: A copy of the above is forwarded to the following for information please. The Chief Principal Secretary to Chief Minister, Punjab (ii) The Chief Secretary, Punjab Special Secretariat Government of Punjab Department of Industries and Commerce Endst. No. PIU/ PRBR, 2020/S-5/ 860-- 66 Date: (iii) (iv) (v) (vi) (vii) A copy of the above is forwarded to the following for information please. All the Special Chief Secretaries/Additional Chief Secretaries/Financial Commissioners /Principal Secretaries/ Administrative Secretaries, Punjab Chief Executive Officer, Punjab Bureau of Investment Promotion The Director of Industries & Commerce, Punjab All Deputy Commissioners in the State of Punjab. Additional Director(Incentive) All General Managers, District Industries Centre in the State of Punjab NIC, Punjab for updating the aforesaid amendment on the Invest Punjab Business First Portal. Special Secretary Government of Punjab Department of Industries and Commerce Date: Endst. No. PIU/ PRBR, 2020/S-5/ 19 67 A copy is forwarded to the following for uploading the same on the website of Printing & Stationery Department, Punjab for publishing the same in the extra ordinary gazette. The Nodal Officer (e-gazette-printing & stationery) 0/0 Department of Industries & Commerce, Punjab. Government of Punjab Special Secretary (Department of Industries and Commerce GOVERNMENT OF PUNJAB DEPARTMENT OF INDUSTRIES & COMMERCE NOTIFICATION The 2022 No. PIU/PRBR (Amendment) 2022/S-5/ 2171 In exercise of the powers conferred by section 14 of the Punjab Right to Business Act, 2020 (Punjab Act 1 of 2020) and all other powers enabling him in this behalf, the Governor of Punjab is pleased to make the following rules further to amend the Punjab Right to Business Rules, 2020, namely:- (1) These rules may be called the Punjab Right to Business (Amendment) Rules, 2022 (2) They shall come into force on and with effect from the date of their publication in the Official Gazette. (2) In the Punjab Right to Business Rules, 2020 (hereinafter referred to as the said rules), in rule 3, for sub-rule (1), the following shall be substituted, namely:- "(1) Every Eligible Enterprise, willing to avail the Certificate of In Principle Approval to set up its business in the State, shall furnish a duly filled Declaration of Intent to the District Nodal Agency electronically, in Form - I or Form — 11 for new Enterprise and Form — I(E) or Form — II(E) for Existing Enterprise undertaking Expansion, as specified in section 10 of the Act. All statutory application fee, transaction fee, inspection fee or any other fees chargeable under any Punjab law, notified from time to time, in respect of actions, services and approvals shall be payable online to all the relevant authorities at the time of filing of Declaration of Intent and before the issuance of the "Certificate of In-Principle Approval" by the applicant." (3) In the said rules, in rule 4,- (i) for sub-rule (1), the following shall be substituted, namely:- "(1) On the receipt of Declaration of Intent in Form — I or Form — I(F), the Certificate of In-Principle Approval shall be issued in Form — III by the District Nodal Agency within stipulated time specified in sub-section (1) of section 10 of the Act. " (ii) in sub-rule (2),- (a) for the word, sign and figure "Form-11", the words signs and figures "Form- 11 or Form-II E" shall be substituted; (b) for clause (b), the following shall be substituted, namely:- "(b) the Scrutiny Committee shall examine and decide upon the applications with or without taking inspection and send its recommendations to the District Nodal Agency- (a) within ten working days for new Enterprise; and (b) within fifteen working days for Existing Enterprise." (4) In the said rules, in Form — I, in the undertaking, in serial no. iii, for the words "the Punjab Right to Business Rules, 2020", the words "the Punjab Right to Business Act, 2020" shall be substituted. (5) In the said rules, in Form — 11, in the undertaking, in serial no. iii, for the words "the Punjab Right to Business Rules, 2020", the words "the Punjab Right to Business Act, 2020" shall be substituted. (6) In the said rules, in Form — III} in serial no. 3, in item (vi). for the word "and" appearing in the third line, the word "to" shall be substituted, (7) In the said rules, in Form — IV, in serial no. 3, in item (vi), for the word "and" appearing in the third line, the word "to" shall be substituted. Dated: 23. •g. Dilip Kumar, IAS Principal Secretary to Government of Punjab, Department of Industries and Commerce. Endst.No. PIU/PRBR (Amendment) 202219-51 Dated: zs—oe— A copy of the above is forwarded to the following for information please. The Additional Chief Secretary to Chief Minister, Punjab The Chief Secretary, Punjab Secretary to Government of Punjab Department of Industries and Commerce Endst No. PIU/PRBR (Amendment) 2022/S-5/ 2=21 gg Dated: 2-S—eg— 2-42-2- (i) (iii) (iv) (v) (vi) (vii) A copy of the above is forwarded to the following for information please. All the Special Chief Secretaries/Additional Chief Secretaries/Financial Commissioners [Principal Secretaries/ Administrative Secretaries, Punjab Chief Executive Officer, Punjab Bureau of Investment Promotion The Director of Industries & Commerce, Punjab All Deputy Commissioners in the State of Punjab. Additional Director (Incentive) All General Managers, District Industries Centre in the State of Punjab NIC, Punjab for

updating the aforesaid amendment on the Invest Punjab Business First Portal. Secretary to Government of Punjab Department of Industries and Commerce Endst. No. PIU/PRBR (Amendment) 2022/S-5/ 9-181 Dated: A copy is forwarded to the Nodal Officer (e-gazette-printing & stationery) 0/0 Department of Industries & Commerce, Punjab for uploading the same on the website of Printing & Stationery Department, Punjab and publishing in the extra ordinary gazette. ernment of Punjab Secretary to Department of Industries and Commerce

