

(To be published in Part-IV of the Delhi Gazette Extra-ordinary)

**GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI
DEPARTMENT OF FOOD, SUPPLIES & CONSUMER AFFAIRS
K-BLOCK, VIKAS BHAWAN, I.P. ESTATE, NEW DELHI-110002**

Dated the 23rd June 2017

ORDER

No.F.3(4)/2002/F&S/P&C/Vol.I/381-400 In exercise of the powers conferred by section 3 read with clause (d) of section 2 of the Essential Commodities Act, 1955 (10 of 1955) and in compliance of Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Consumer Affairs Order No. 929(E) dated the 29th September, 2016 and subsequent amendment Orders, with the prior concurrence of the Central Government vide letter No-11/8/2007-ECR&E dated 12th January, 2009, the Lt. Governor, Delhi hereby makes the following order, namely:

1. **Short title, extent and commencement.** — (1) This order may be called the Delhi Removal of Licensing Requirements, Stock Limits and Movement Restrictions Foodstuffs Order, 2017.

(2) It shall come into force on the date of its publication in the Delhi Gazette.

2. **Definitions — In this Order, unless the context otherwise requires, —**

(a) "Act" means the Essential Commodities Act, 1955 (10 of 1955);

(b) "Dealer" means any person engaged in the business of purchase, movement, sale, supply, distribution or storage for any of the commodities specified in clause (3), whether as a wholesaler or retailer or producer or manufacturer or importer or exporter and whether or not in conjunction with any business, and includes his representative or agent but does not include a producer or manufacturer or importer or exporter of sugar;

(c) "Producer" means expelling, extracting, manufacturing, refining on any edible oils, whether on his own account or on behalf of another by means of;

(i) completely mechanised mills; or

(ii) kohlus whether semi-mechanised or non-mechanise.

(d) "Commissioner" means the Commissioner, Food and Supplies Delhi and includes the Special/Addl./Joint Commissioner/Deputy Commissioner/Asstt. Commissioner, Food and Supplies Delhi and any other officer not below the rank of Food and Supplies Officer authorized by the Commissioner, Food and Supplies Delhi to perform all or any of the functions of the Commissioner under this Order.

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3. **Removal of licensing requirements, stock limits and movement restrictions on certain foodstuffs:-** (1) Any dealer may freely buy, stock, sell, transport, distribute, dispose, acquire, use or consume, any quantity of wheat, wheat products (namely maida, rava, suji, atta, resultant atta and bran) paddy, rice, coarsegrains, sugar, gur, edible oilseeds, edible oils, pulses, hydrogenated vegetable oils or vanaspati, onions and potato and shall not require a permit or license therefor, under any order issued under the Act, save as otherwise provided under this clause.

(2) The provisions of sub-clause (1) shall, in respect of the purchase, movement, sale, supply, distribution or storage for sale of these commodities, not apply to, -

(i) sugar, for a period up to 28th October, 2017;

(ii) edible oils and edible oilseeds, for a period up to 30th September, 2017 except for the purposes of calculation of stock limits under the Act, in the following cases, namely:-

(a) an exporter, being a wholesaler or retailer or dealer, having Importer-Exporter Code Number issued by the Directorate General of Foreign Trade, if such exporter is able to demonstrate that the whole or part of his stock in respect of edible oils and oilseeds are meant for exports, to the extent of the stock meant for export;

(b) a retailer having multiple outlets or large departmental retailers;

(c) stock essential to be used as raw materials by licensed food processors for manufacture of food products;

(d) an importer, being a wholesaler or retailer or dealer, if such importer is able to demonstrate that part of his stock in respect of edible oils and edible oilseeds and stocks are sourced from imports:

Provided that Government may direct the importers to declare the receipts of stocks of edible oils and edible oilseeds and stocks retained by them.

(3) Nothing contained in sub-clause (2) shall affect the transport, distribution or disposal of sugar, edible oils and edible oilseeds to places outside State.

4. **Restriction on possession of foodstuff:-** No dealer shall possess in excess of the stock specified in this order whether by himself or by any person on his behalf store or have in his possession at any time following foodstuff specified below:-

Category	Edible Oils	Edible Oil seeds (incl. groundnut in shell)	Sugar
Wholesaler	600 qtls.	1500 qtls.	1000 qtls. vacuum pan sugar 500 qtls. khandsari for 30 days
Retailer	20 qtls.	100 qtls.	25 qtls.

5>Returns:- Every dealer, producer, retailer shall furnish a fortnightly return to Commissioner (F&S) Delhi.

6.Power of entry, search, seizure etc., - (1) The Commissioner or any Magistrate or any Police Officer not below the rank of Sub-Inspector or any Officer of the Food & Supply Department, Delhi not below the rank of Inspector or any other officer authorised by the Commissioner may with such assistance, if any as he thinks fit,--

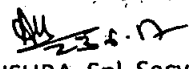
(a) require the owner, occupier or any other person incharge of any place, premises, vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order to produce books of accounts or other documents showing transactions relating such contravention;

(b) enter, inspect or break open and search any place premises; vehicle or vessel in which he has reason to believe that any contravention of the provisions of this Order;

(c) seize any document or take or cause to be taken extracts from or copies of any documents showing transaction relating to such contravention.

(2)The provisions of sections 100 and 101 of the Code of Criminal Procedure Act 1973, (2 of 1974) relating to search and seizure shall so far as may be apply to searches and seizures made under this order.

By order and in the name of
Lt. Governor of the National
Capital Territory of Delhi,


ARUN KUMAR MISHRA, Spl. Secy.(P&C),
Food, Supplies & Consumer Affairs Deptt.

No.F.3(4)/2002/F&S/P&C/Vol.II/381-400

Dated: 23/06/2017

Copy forwarded to the following for information and necessary action:-

1. Secretary to the Govt. of India, Ministry of Consumer Affairs, Food & Public Distribution, Department of Food & Public Distribution, Krishi Bhawan, New Delhi.
2. Secretary to Govt. of India, Ministry of Home Affairs, New Delhi.
3. Secretary to L.G./ O.S.D. to C.S., Delhi/Secretary to M.F.S, Delhi.
4. P.S. to CFS.
5. Spl. Commr./ Jt. Commr./ ACs, F&S Department, GNCT of Delhi.
6. All FSOs (H.Q.), F&S Department, Delhi.
7. Supdt. Co-ordination (GAD), Govt. of NCT of Delhi, with Hindi version for publication in Delhi Gazette Extra-ordinary, with the request to send 10 copies of Gazette Notification to the Department for official purpose.
8. Directorate of Information and Publicity, Govt. of NCT of Delhi.
9. Secretary, Delhi Legislative Assembly, Old Secretariat, Delhi.
10. Commissioner of Police, Delhi.
11. Divisional Commissioner, Delhi.
12. PS to Financial Commissioner, Delhi.
13. Director, Prosecution, GNCT of Delhi.
14. Registrar, Delhi High Court.
15. District and Session, Judge, Tis Hazari, Patiala House, Karkardooma, Rohini, Dwarka Saket Courts.
16. The General Secretary, Food Grains and Oilseeds Dealers Association, 3979, Naya Bazar, Delhi.
17. Delhi Grain Merchants Association (Regd.), 156/41, Naya Bazar, Delhi-110006.
18. Secretary, Vyapaar Mandal, Nazafgarh, Delhi.
19. Federation of All India Food Grains Dealers Association, Flat No.12, Ground Floor, 32, Alipur Road, Delhi-54.
20. SA (Computer), F&S Department for uploading on the website of the department.


23/6/17
(R.K.SAXENA)
ASSISTANT COMMISSIONER (P&C)
Food, Supplies & Consumer Affairs Deptt.