

Government of Jammu and Kashmir  
Consumer Affairs and Public Distribution Department

Notification,  
Jammu, the 7th April 2005.

Whereas the Government of Jammu and Kashmir is of the opinion that it is necessary and expedient so to do for maintaining the supplies of rice and for securing its equitable distribution and availability at fair prices,

Now, therefore, in exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (Act of 1955) read with Government of India, Ministry of Agriculture (Department of Food) order No. GSR 800 dated 9<sup>th</sup> June 1978 and GSR - 452 (b) dated 25<sup>th</sup> October, 1972 the Governor of Jammu & Kashmir, with the prior concurrence of the Central Government, here by make the following Order, namely: -

SHORT TITLE, EXTENT AND COMMENCEMENT: - (1) This Order may be called the Jammu and Kashmir Rice Procurement (Levy) Order, 2005.

It extends to the whole of the State of Jammu and Kashmir  
It shall come into force with effect from the date of its publication in the Govt. Gazette.

DEFINITION: - In this Order, unless the context otherwise requires

- (a) "Collector" means the Collector of District or Deputy Commissioner or District Magistrate and includes any Officer not below the rank of sub divisional Officers duly authorized by the Government or the District Collector or the Deputy Commissioner or the District Magistrate to exercise the powers of the Collector under this Order as may be specified in the said authorization.
- (b) "Custom Milling" means milling of paddy, not belonging to the miller into rice in his rice mill on payment of milling charges in cash or in kind
- (c) "Dealer" means a person or persons or a group of persons, Agents of any person or group of persons or Millers who deal in sale/purchase of paddy/rice for himself or for such other persons, group of persons or millers at any place in the State of Jammu and Kashmir subject to the condition that the stocks of paddy /rice are not meant for his own use and exceed 10 tonnes of paddy or 6 tonnes of Rice at a time
- (d) "Enforcement Officer" means and includes Director of Consumer Affairs and Public Distribution Department Jammu/Kashmir and any officer authorized in this behalf by the Government not below the rank of a sub-Inspector of Police/ Inspector of Consumer Affairs and Public Distribution Department,
- (e) "Food Corporation" means the Food Corporation of India established under Section 3 of the Food Corporation Act, 1964 (Act 37 of 1964).

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"Government" means the Government of Jammu and Kashmir.

"Miller" means the owner or other person in charge of a rice mill and includes a person or authority which has the ultimate control over the affairs of such mill and when the said affairs are entrusted to a Manager, Managing Director or Managing Agent, such Manager, Managing Director or Managing Agent.

"Paddy" and "rice" means paddy and rice of the varieties described in Schedule-I and Schedule-II respectively.

"Permit" means a permit issued by the Director, Consumer Affairs and Public Distribution Department Jammu/Kashmir in their respective regions or Collector or an Officer authorized by them to a miller to undertake custom milling of paddy.

"Procurement Price" means the price specified in Schedule-III for different varieties of paddy and rice as per specification specified in Schedule-IV or V as the case may be or as fixed by the Government with the prior concurrence of the Central Government from time to time;

"Purchase Officer" means an officer appointed by the Food Corporation to purchase paddy/rice from the millers and dealers;

"Release Certificate" means a certificate granted in the Form given in Schedule-VII by Director Consumer Affairs and Public Distribution Department or an officer authorized by him to a dealer or a miller in token of his having sold the required quantities of rice/paddy to the Food Corporation of India/ Government, as the case may be, and allowing him to dispose of the quantity specified therein;

"Rice Mill" means the plant and machinery with which and the premises including the precincts thereof in which or in any part of which, rice-milling operation is carried on.

"Schedule" means a schedule to this order.

"Specification" means the specifications prescribed for paddy and rice in Schedule-IV and V respectively.

LEVY ON MILLERS - Every miller shall sell to the Food Corporation at the procurement price 50% of the total quantity of -

- (a) each variety of rice conforming to specification owned by him which is held in stock on the date of commencement of this Order;
- (b) each variety of rice conforming to specification milled by him every day out of stocks of paddy owned by him; and

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