HIMACHAL PRADESH STATE AGRICULTURAL MARKETING BOARD.

1.	Name of Act, Rules and Byelaws	Act: THE	HIMACHAL PRAD	ESH AGRICULTURAL
	under which the marketing of		TICULTURAL PRO	
	Agricultural produce is regulated and		MENT AND REGULA	
	infrastructure is developed	`		cultural and Horticultural
			keting (General) Rules	
			U V	h Agricultural Produce
		•	mittees byelaws-2007	8
2.	Agricultural Produce (the definition			produce and commodities
	as pr Act)			essed, of agriculture,
		horticulture,		livestock and products of
		,	1 / /	skins of animals, forest
				ed in the Schedule to this
		-	-	ent by notification under
			•	a mixture of two or more
		than two such	n products;	
3.	Scheduled items			Fruits 2+ Vegetables 26+
	I) No. of Notified items in the schedule			oducts 11+ Condiments
		spices & Oth	ers 5+ Narcotics 1+ M	iscellaneous 14 = 99
		1		
	II) List of notified items in the schedule	THE SCHE	DULE	
		(See section	2 (a) and section 71)	
		1. Cereals		
		Sr. No.	English Name	Hindi Name
		1.	Paddy	Dhan
		2.	Rice	Chawal
		3.	Wheat	Kanak
		4.	Maize	Makki
		5.	Barley	Jau
		6.	Buck Wheat	Kutu
		2. Pulses	D.	A 1
		1.	Pigeon	Arhar
		2.	Lentil	Massur
		3.	Black gram	Urd
		4.	Green gram	Moong
		5.	Peas dry	Matar Khusbk
		6.	Cow peas	Lobhia
		7. 8.	Pulses split	Dal Dali Chana
		8. 9.	Gram French bean/	Chana Daimah /Dhanach
		9.		Rajmah/Bhararh.
			Soyabean.	
		3. Oilseeds		
		J. Oliseeus	Mustard	Sarson
		2.	Indian rape	Toria
		2. 3.	Linseed	Alsi
		4.	Groundnut	Mungphali shelled
		'.	Groundhut	and unshelled.
				and unshelled.

5.	Sesamum	Til
4. Fruits		
1.	Mango	Am
2.	Banana	Kela
3.	Lichies	Lichies
4.	Sweet orange	Malta
5.	Lemon	Neemboo
6.	Grapes	Angoor
7.	Pomegranate-seed	Anardana
8.	Apple	Saib
9.	Orange	Sangtra
10.	Peach	Aru
11.	Plum	Alucha
12.	Pears	Naspati
13.	Guava	Amrud
14.	Chilgoza	Niyoza
15.	Apricot	Khurmani
16.	Persimon	Japani Phal
17.	Watermelon	Tarbuz
18.	Walnut	Akhrot
19.	Almond	Badam
20.	Musk-Melon	Kharbooza
21.	Papaya	Papita
5. Vegetables	5	
1.	Potatoes	Alu
2.	Onion	dry Piaz Khuzhk
3.	Brinjal	Baingan
4.	Bottle gourd	Ghia
5.	Lady's finger	Bhindi
6.	Red gourd	Halwa Kadu
7.	Tomato	Tamator
8.	Cauliflower	Phulgobhi
9.	Cabbage	Bandhgobhi
10.	Sponge gourd	Ghia-tori
11.	Green peas	Matar hari
12.	French bean	Pharas bean
13.	Leaves of Indian	Sag
	Colza mustard and	
1.4	Spanish etc.	a :
14.	Carrot	Gajar
15.	Raddish	Muli
16.	Turnip Tinda a served	Salgam
17.	Tinda gourd	Tinda
18.		Kathal Zami Kand
19. 20		Zami Kand
20.	Arum	Arbi Kaabalu
21. 22.	 Eanu graalt	Kachalu Mathi hari
	Fenu greek	Methi hari Mirch badi
23. 24.	Hill capsicum	Karela
	Bitter gourd	
25.	Ash gourd	Petha

		26.	Cucumber	Khira
		20. 6. Fibre		ixiiiia
		1.	Cotton ginned	Kapas
			and unginned.	Aur rui
			und vinginited.	
		7. Anim	al Husbandry Products.	
		1.	Poultry	
		2.	Eggs	Anda
		3.	Cattle	
		4.	Sheep	Bhed
		5.	Goat	Bakri
		6.	Wool	Oon
		7.	Butter	Makhan
		8.	Ghee	Ghee
		9.	Milk	Dudh
		10.	Goat meat and	Bakri-aur Bhed-ka-
			Mutton.	Gosht.
		11.	Fish	Machhali
		8. Cond	iments, spices and other.	
		1.	Ginger	Adarak
		2.	Garlic dry	Lahasn Khushk
		3.	Chillies dry and	Mirch
		5.	green.	Witten
		4.	Turmeric	Haldi
		5.	Coriander Dhaniya	khushk and hara.
		9. Narco		— 11
		1.	Tabacco	Tambaku
		10. Misc	cellaneous	
		1.	Sugarcane	Ganna
		2.	Gur and Shakkar	Gur aur Shakkar
		3.		Khandsari
		4.	Bark of walnut	Dandassa
		5.		Dhoop
		6.	Edible mushroom	Guchi
		7.		Banakhsa
		8.	Bhabar grass	Bhabar ghas
		9.	Discoria	Singli-Mingli
		10.	Kmru Patti/	Pattis
		1.1	Pathis.	T7 .1
		11.	Catechu	Katha
		12.	Viola	Ambla
		13.	Sausarealappa	Kuth Imorti I aluri
4	Number of N-420-1 1.4	14.	Timber	Imarti Lakri
4.	Number of Notified market areas/ APMC's in the state		10	
5.	List of Notified market areas/APMC's	1. S	Shimla & Kinnaur	
	in the State		Solan	
			Sirmaour	
			Bilaspur	
		4. E	maspui	

		5. Una
		6. Hamirpur
		7. Kangra
		8. Mandi
		9. Kullu & Lahaul Spiti
		10. Chamba
	NT	10. Chaniba
6.	Number of	
	I) Principal market Yards	10
		1.Shimla & Kinnaur
		2. Solan
		3. Sirmaour
		4. Bilaspur
		5. Una
		6. Hamirpur
		7. Kangra
		8. Mandi
		9. Kullu & Lahaul Spiti
		10. Chamba
	II) Sub market yards	34
	H) Sub market yards	
		1. Nagrota Bagwan
		2. Baijnath
		3. Jassoor
		4. Jawalaji
		5. Palampur
		6. Nadaun
		7. Namhol
		8. Bhunter
		9. Chauri Bihal
		10. Patlikuhal
		11. Bandrol
		12. Khegsu
		13. Banjar
		14. Dhanotu
		15. Jogindernagar
		16. Takoli
		17. Theog
		18. Koti
		19. Rampur
		20. Nerwa
		21. Rohru
		22. Dadahu
		23. Saraha
		24. Bagthan
		25. Sataun
		26. Nahan
		27. Chakki-ka-Mor
		28. Nalagarh
		29. Parwanoo
		30. Dharampur
L		1 1

		31. Rajgarh 32. Benalgi
		33. Ramsharar34. Santoshgrah
		51. Suntosingrun
	III) Other kind of market Yards, may be seasonal (not covered at I & II)	Nil
	seasonal (not covered at 1 & 11)	
	IV) Unregulated Markets	Nil
7.	Constitution of the Board	
	I) Name of the Board	THE HIMACHAL PRADESH STATE AGRICULTURAL MARKETING BOARD
	II) Chairman/Vice Chairman and	The Board shall consist of a Chairman, who shall be
	Members (Category wise detail)	appointed by the State Government and twenty members including Vive-Chairman of whom ten shall be ex-officio
		members and ten non-official members to be nominated by
		the State Government in the following manner, namely:-
		(a) Ex-officio members(i) The Secretary (Agriculture) to the Government of
		Himachal Pradesh. Vice-Chairman;
		(ii) The Secretary (Horticulture) to the Government of
		Himachal Pradesh; (iii) The Secretary (Finance) to the Government of Himachal
		Pradesh;
		(iv) The Secretary (Forest) to the Government of Himachal Pradesh;
		(v) The Principal Chief Conservator of Forests, Himachal
		Pradesh; (vi) Director of Agriculture, Himachal Pradesh;
		(vii) Director of Horticulture, Himachal Pradesh;
		(viii) Registrar Cooperative Societies, Himachal Pradesh;
		(ix) Chief General Manager of National Bank for Agricultural Marketing Board Shimla; and
		(x) Managing Director of the Himachal Pradesh State
		Agricultural Marketing Board
		(b) Non-official members,-(i) two shall be Chairman of the Committees;
		(ii) four shall be other progressive agriculturists/farmers.
		(iii) two shall be from amongst such traders registered under section 40 of this Act; and
		(iv) two shall be from amongst experts having experience in
		agricultural marketing.

III) Whether elected or nominated	Non official members are Nominated by the State government.
(Detailed Procedure)	 Term of office of the Chairman and the non-official members of the Board. (1) The Chairman and the non-official members of the Board shall hold office during the pleasure of the State Government. In the event of supersession of the committee from where the members have been nominated in the Board, the concerned member shall cease to be a member of the Board. (2) The tenure of the Vice-Chairman and ex-officio members of the Board shall come to an end as soon as he ceases to hold the office by virtue of which he was nominated.
	 (3) Whenever there is a temporary vacancy in the office of the Chairman, the Vice-Chairman shall act as the Chairman during the vacancy. Disqualification of member of the Board. No person shall be eligible to become a member of the Board who (a) does not ordinarily reside within Himachal Pradesh; (b) is below 25 years of age; (c) has been removed under section 8 or section 33 of this
	 Act; (d) is of unsound mind; or (e) has been declared insolvent or sentenced by a criminal court, whether with in or outside Himachal Pradesh for an offence involving moral turpitude: Provided that the qualification under clause (e) on the ground of a sentence by a criminal court shall not apply after the expiry of four years from the date on which the sentence of such person has expired.
	Resignation of members of Board. The Chairman of the Board may resign by tendering his resignation to the State Government, and a member other than the Chairman of the Board may resign from membership by tendering his resignation to the State Government through the Chairman of the Board, and the seat of such Chairman or the member, as the case may be, shall become vacant on the date of acceptance of his resignation.
	Removal of members of Board. The State Government may remove any non-official member of the Board who has become subject to any of the disqualifications specified in section 6 or who is, in its opinion, unfit to act, as a member or remiss in the discharge of his duties or whose continuance as a member of the Board is considered to be prejudicial to its interest and may appoint another member of the Board in his place in the manner as

		 provided under section 4 from the category to which the removed member belongs. Provided that before removing a member, the reasons for the proposed action shall be conveyed to him and his reply invited within a specified period and duly considered : Provided further that any vacancy of the non official member shall be filled in as early as practicable.
8.	Constitution of APMC's I) Chairman, Vice Chairman and members (Category wise detail)	 Constitution of APMC's (1) A committee shall consist of sixteen members of whom six shall be ex-officio members and ten nonofficial members. (2) Ex-officio members:- (i) Deputy Commissioner – Vice Chairman; (ii) Dy. Director of Agriculture; (iii) Dy. Director of Horticulture; (iv) Dy. Director of Animal Husbandry; (v) In charge Krishi Vigyan Kendra; and (vi) Secretary of the Committee. (3) The non-official members shall be appointed by the State Government out of a panel of names given by the Deputy Commissioner concerned equal to twice the number of vacancies to be filled in the manner provided here under:- (i) nine non-official members from the producers of the notified market area; and (ii) one non-official members from the traders licensed under section 40 from the notified market area.
	II) Whether elected or nominated	Nominated
	(Detailed procedure)	 Term of office of the Member of the Committee. (1) Subject to the provisions of section 33 every nonofficial member of the Committee shall hold office during the pleasure of the State Government. (2) The term of an ex-officio member of the committee shall come to an end as soon as he ceases to hold the office by virtue of which he was nominated. Disqualification of member of the committee. No person shall be eligible to become a member of the Committee if he incurs any of the disqualifications specified under section 6 of this Act. Removal of members of the Committee. The State Government may, it any time during the period of his office, remove, by notification, any member, if such member has, in its opinion, been guilty of misconduct or neglect of duty or has lost the qualifications on the strength of which he was nominated: Converted for the purpose under sub-section (2) and if the motion is passed by a majority of not less than two third of the members of the Committee, he shall cease to be the Chairman of the Committee.

		 (2) For the purpose of sub-section (1) a meeting of the Committee shall be held within thirty days of the date of receipt of the notice of motion of no confidence. (3) The Chairman shall not preside over the meeting, but such meeting shall be presided over by such officer of the State Government as may be authorized by it, however, the Chairman shall have the right to speak and otherwise to take part in the proceedings of the meeting. (4) If the motion of no confidence fails or if the meeting could not be held for want of quorum, no notice of any subsequent motion of no confidence in the same chairman shall be made until the expiry of period six months from the date of such schedule meeting. 		
9.	Market fee I) Rate of Market fee (Item wise)	<u>Name of Commodity</u> All Notified Agricultural Commodities	<u>Rate of Market fee</u> Ad-valorem basis at the rate not exceeding two rupees for every one hundred rupees as may be fixed by the State Government, at present 1%	
	II) Procedure of levy and collection of Market Fee	Levy of Market fee. Every Committee shall levy, charge and collect market fee in the manner as may be prescribed on ad-valorem basis at the rate not exceeding two rupees for every one hundred rupees as may be fixed by the State Government,- (i) on the sale or purchase of notified agricultural produce, whether brought from within the State or from out side the State into the market area; and (ii) on the notified agricultural produce whether brought from within the State or from out side the State into the market area for processing.		
	III) Is the fee levied once in State	Yes		
	(Procedure for getting the exemption)	Single point levy. (1) Market fee specified in section 44 shall not be levied for the second time in any market area with in the State provide that market fee has already been paid on that agricultura produce in any market area of the State and the information in this context has been furnished, by the concerned person that the payment of market fee has already been paid in other market of the State.		
	IV) Exemptions on payments of Market fee (in detail item wise)	apply to,- (i) a producer who himself	on – (1) Nothing in rule 21 shall sells the agricultural produce to c consumption at any one time	

(a)Cereals100 kg.(b)Pulses50 kg.(c)Oil seeds20 kg.(d)Fruits (other than dry Fruits) and Vegetables100 kg.(e)Dry fruits2 kg.(f)Animal products such as Fish, ghee milk, etc,10 kg. 2 kg.(g)Spices2 kg.		Items	Quantity
 (b) Pulses 50 kg. (c) Oil seeds 20 kg. (d) Fruits (other than dry Fruits) and Vegetables 100 kg. (e) Dry fruits 2 kg. (f) Animal products such as 10 kg. Fish, ghce milk, etc. (g) Spices 2 kg. (h) Timber (Imarti lakri) for 4 cubic mete Construction/repair of self house. Provided that a produce shall not bring more than 5 quintals of this produce to th consumer's/farmers market, on any single day: (ii) a petty trader or a hawker doing a retail trade of fruits c vegetables in quantity not exceeding five quintals on an single day: Provided that the petty trader or a hawker selling fruits c vegetables in retail shall sell the agricultural produce onl purchased from the whole sale market. Explanation – For the purpose of this clause a trader whos turn over of agricultural produce does not exceed Rs. 3 000/- (Rupees Thirty Thousand) per month or Rs. 3, 60 000/- (Rupees Thirty Thousand) per year sha be tread as petty trader. (iii) a person buying any agriculture produce in a market yard/yub-market yard on day today basis for domestic us within the same limits as are detailed under clause (i). Provided that before the Board notifies the removal of a menber under this section, the reasons for his propose removal shall be communicated to the member concerne and he shall be given an opportunity of tendering a explanation in writing: Provided further that any vacancy of the non-officit members arising as a result of death, resignation, retiremen transfer or removal shall be filled in as early as practicable. Meeting of the Committee. (i) Committee and if he is absent, the Vice-Chairman sha preside over meeting of the Committee and if at any meetin both the Chairman and Vice-chairman are absent, such on of the members present in the meeting as may be chosen b the members present may at as Chairman. (3) Subject to the provisions of this Act, the Committee. 	(a)		
 (c) Oil seeds 20 kg. (d) Fruits (other than dry Fruits) and Vegetables 100 kg. (e) Dry fruits 2 kg. (f) Animal products such as 10 kg. Fish, ghee milk, etc, (g) Spices 2 kg. (h) Timber (Imarti lakri) for 4 cubic mete Construction/repair of self house. Provided that a produce shall not bring more than 5 quintals of his produce to th consumer's/farmers market, on any single day: (ii) a petty trader or a hawker doing a retail trade of fruits c vegetables in quantity not exceeding five quintals on an single day: Provided that the petty trader or a hawker selling fruits c vegetables in quantity not exceeding five quintals on an single day: Provided that the petty trader or a hawker selling fruits c vegetable in retail shall sell the agricultural produce onl purchased from the whole sale market. Explanation – For the purpose of this clause a trader whos turn over of agricultural produce does not exceed Rs. 30 000/- (Rupees Thirty Thousand) per month or Rs. 3, 60 000/- (Rupees Thirty Thousand) per month or Rs. 3, 60 000/- (Rupees Thirty Thousand) per month or Rs. 3, 60 000/- Rupees Thirty and that before the Board notifies the remove of a member under this section, the reasons for his propose removal shall be circum opportunity of tendering a explanation in writing: Provided further that any vacancy of the non-officid members arising as a result of death, resignation, retiremen transfer or removal shall be filled in as early as practicable. Meeting of the Committee. (1) Committee shall meet for the transaction of its busines at least once in three months provided that the committe may in special circumstances meet any time and at any plac in the market area. (2) The Chairman shall preside over meetings of th Committee and if he is absent, the Vice-Chairman as a preside over meeting of the Committee. (3) Subject to the provisions of this Act, the Commithee shal conduct its husiness as may be pre			0
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Election of Chairman of the Committee.		•	
members a Chairman.	memb	-	

	1	Design after 1	the Chairman - f 1	Committee	
		•	the Chairman of the		
			•	nber of the Committee	
			•	vriting addressed to the of such Chairman or	
		non-official member shall become vacant on the date acceptance of his resignation.			
		-	-	w dooth regionation	
		(2) During the vacancy caused by death, resignation removal or otherwise in the office of the Chairman, then n withstanding any thing contained in this Act, such product			
				rman of the Board may	
				-	
		appoint shall exercise the powers and perform the functions of the Chairman till the Chairman is duly elected.			
				Chairman of the	
		Committee.	e motion ugumst	chun mun or the	
			f no confidence may	be moved against the	
		Chairman at a m			
			• •	nall be exempted from	
		registration:-	U	1	
		U	s and other purveyor	s of parched, fried or	
		cooked food;	1 2	1	
		(ii) oil presses us	sing indigenous machi	ines called 'kohlus';	
		(iii) an authoriz	ed fair price shop de	ealer making purchase	
		from the Food C	Corporation of India,	the State Commodities	
		Trading Corpor	cation or any other	agency or institution	
				nt for distribution of	
		essential comm	nodities through the	e public distribution	
		system; (iv) official of the Government and /or the Central			
		Government when making sales on behalf of the State			
		Government and/or the Union Government;			
		(3) Not-with-standing the provisions in sub-rules (1) and (2)			
		above, the exempted classes shall otherwise be bound to			
		comply with all the provisions of the Act, these rules and the			
		bye-laws made there under.			
	V) Total income of market fee of State	2005 - 0	6 19, 19, 6	52, 480	
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	2006 - 0	, ,		
		2007 - 0			
		2008 - 0	9 12, 62, 4	18, 973	
10.	Rate of contribution payable by APMC's to the Board	25% of the Mark	ket fee.		
11.	Major Crop of the State	Name of Crop	Main Markets	Arrival in Mandis	
		Apple	Shimla & Kinnaur,	26,81,908 Boxes	
			Kullu, Solan	(2007 – 08)	
		Peas	Kullu & LS,	1,82,368 Quintal	
			Shimla, Solan	(2007 – 08)	
		Tomato	Solan, Mandi,	2,95,427 Quintals	
			Bilaspur	(2007 – 08)	
12.	Rate of Commission of commission	Commodity	Rate of	Payable by seller or	
	agent (Commodity Group wise)	Group	Commission	buyer	

		Fruits & Vegetables Cereals Pulses & Oilseed	Rs. 5 per h rupee valu produce Rs. 2 per h rupee valu	e of nundred	Buyer Buyer
		a onseed	produce	001	
13.	Charges payable to market functionaries	By sell			By Buyer
		Fruits & Vegeta	• •		v Vegetables:
		Unloading charg			sion: Rs. 5.00 per
		1.00 per box/bas			rupees of the value of
		or any container	other than	the produ	uce.
		katta or bag.	•,		
		(b) Rs. 2.00 per			
		load/katta weigh 50 kgs.	ing up to		
		(c) Rs. 4.0 per u	nit		
		load/bag weighing above 50 Kgs.			
		Weighment Charges: Re			
		1.00 per Quintal, if Weighment is done manually			
			Pulses & Cereals		
		Cereals Pulses			Pulses & Oilseed:
		Oilseed: Unloading charges: Rs. 2.00 per container upto 50 kgs. And weighing more than 50 kgs. & upto 100 Kgs. Rs 4.00 per container		Commission: Rs. 2.00 per hundred rupees of the value of the produce.	
		Weighment Charges: Re.			
		1/Quintal			
14.	Any other tax/local levy collected by APMC's	-Nil-			-Nil