

28.	Turnip	Salgam
29.	Tomato	Tamatar
30.	Brinjal	Baingan
31.	Lady Finger	Bhindi
32.	Peas Green	Matar Hara
33.	Garlic Dry	Lasan Khushak
34.	Orange	Malta
35.	Chillies (Dry & Green)	Mairach Khushak & Hari
36.	Gur	Gur
37.	Shakkar	Shakkar
38.	Khandsari	---
39.	Dry Peas	Mattar Khusak
40.	Water Melon	Tarbuz
41.	Wool	Oon
42.	Tinda Gourd	Tinda
43.	Bottle Gourd	Lauki
44.	Pampkin round	Ghia Kadu
45.	Squash or Red Gourd	Halwa Kadu
46.	Bitter Gourd	Karela
47.	Cow peas	Lobia
48.	Frenc Beans, Rajmaha--- & Soya beans	
49.	Long Melon	Tarr
50.	Elephant Foot	Zimikand
51.	Cucumber	Khira
52.	Chappan Kadu	---
53.	Turmeric	Haldi
54.	Musk Melon	Kharbooza
55.	Mango	Am
56.	Mandarin	Sangtra
57.	Lime	Nimboo
58.	Lemon	Galgal & Khatta
59.	Apple	Saib
60.	Guava	Amrud
61.	Pear	Nashpati
62.	Anar	---
63.	Sweet Lime	Mitha
64.	Apricot	Khurmani
65.	Plum	Alu Bukhara & Alucha
66.	Peah	Aru
67.	Litchi	---
68.	Sapota	Chikoo
69.	Loquat	---
70.	Castaud Apple	Sharifa
71.	
72.	Sag	Palak & Saron
73.	Ginger	Adrak
74.	Heena	Mehndi
75.	Goat Hair	
76.	Camel Hair	

		77. Sesamum Til 78. Banana Kela 79. 80. Kinnow --- 81. Sweet Orange Mousmbi 82. Amla --- 83. Grapes Angoor 84. Papaya Papita 85. Musk Melon Khakri 86. Ber --- 87. Jamun --- 88. Spong Gourd Ghai Tori 89. Rat-Tail Radish Moongre 90. Fenu Green Mathi 91. Colocasia Kachalu 92. Bhean --- 93. Beet-Root Chakander 94. Onion Green Hara Dhania 95. Gram Raw Ghholia 97. Mint Podina 98. Sweet Peper Simla Mirch 99. Pigenopea Arhar 100. Linseed Alsi 101. Maize cob Makki di Chhali 102. Egyptian clover Barseem 103. Indian Clover Serji 104. Indian Mustard Raya 105. Cress/Gardenress Hallon 106. Oats Javi 107. 108. Sunflower seed 109. Timber & Fire wood 110. All Flowers
4.	Number of Notified market areas/APMC's in the State.	One
5.	List of Notified market areas/APMC's in the State	One i.e. Market Committee, Sector-26, U.T. Chandigarh
6.	Number of	
	I. Principal Market Yards	One
	II. Sub-Market yards	Nil
	III. Other kinds of market yards, may be seasonal (not covered under I & II)	Nil
	IV. Unregulated markets	Nil
7.	Constitution of Board	
	I. Name of the Board	State Agricultural Marketing Board, U.T. Chandigarh

<p>II. Chairman/Vice-Chairman and members (Category wise detail)</p>	<p>State Agricultural Marketing Board, constitution, powers and duties</p> <p>(1) The State Government may, for exercising powers conferred on and performing the functions and duties assigned to the Board by or under this Act, establish and constitute a State Agricultural Marketing Board. Consisting of a Chairman to be nominated by the State Government and (Sixteen other members of whom eight) shall be officials and eight non-officials to be nominated by the State Government in the following manner:-</p> <p>(a) official members shall include (a Joint Secretary to the State Government in the Department of Finance, The Director of Horticulture, Punjab) (the Secretary of the Board and five other officials, one representing the Agriculture Department, the second representing the Co-operation Department, the third representing the Animal Husbandry Department, the fourth representing the Colonization Department and the fifth representing the Food and Supplies Department);</p> <p>(b) of the non-official members :-</p> <p>(i) one shall be a procedure member of a committee;</p> <p>(ii) one shall be from among such persons licensed under section 10 as are members of a committee;</p> <p>(iii) one shall be from among such persons licensed under section 13 as are members of a committee;</p> <p>(iv) one shall be a member of a registered organization of farmers;</p> <p>(v) three shall be progressive producers of the Punjab, one from each division; and</p> <p>(vi) one representing the Co-operative Societies:</p> <p>Provided that when the non-official members referred to in sub-clauses (i), (ii) & (iii) of clause (b) cannot be nominated owing to all the Market Committees being under supersession the Board shall consist of all the members, including the Chairman, referred to in this subsection excepting the members referred to in the aforesaid sub-clauses and the same shall be deemed to be validly constituted Board till such members are nominated by the State Government after the Market Committees are constituted.</p> <p>(2) There shall be a Secretary of the Board who shall be appointed by the State Government from amongst those members of the Indian Administrative Service, the Punjab Civil Service (Executive Branch) or the Punjab Agricultural Service (Class 1) who have put in not less than five years service as such member.</p> <p>(3) The Board shall be a body corporate as well as a local authority by the name of the State Agricultural Marketing Board having perpetual succession and a common seal, with power, subject to the provisions of this Act, to (acquire, hold and sell) property and shall be the said name sue and be sued.</p>
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(4) The term of office of the non-official members of the Board shall be three years.

(5) No person shall be eligible to become a members of the Board who:-

(a) does not ordinarily reside within the Punjab State;

(b) is below twenty-five years of age;

(c) has been removed under sub-section (7) or section 15;

(d) is of unsound mind; or

(e) has been declared as insolvent or sentenced by a criminal court, whether within or outside the Punjab State, for an offence involving moral turpitude:

Provided that the disqualification 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.

(6) A member of the Board may resign form membership by tendering his resignation to the State Government through the Chairman of the Board and the seat of such members shall become vacant on the date of acceptance of his resignation:

Provided that the Chairman of the Board may resign by tendering his resignation to the State Government.

(7) The State Government may, by notification remove any member of the Board other than a official member:-

(a) if he has become subject to any of the disqualification specified in sub-section (5); or

(b) if he is, in its opinion, remiss in the discharge of his duties; or

(c) if he has without the permission of the chairman of the Board and in the opinion of the State Government without sufficient cause absented himself for not less than three consecutive meetings of the Bard, and may appoint another member in his place in the manner provided in clause (b) of sub-section (1) 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 the term of office of the member so appointed shall expire on the same date as the term of office of the vacating member would have expired had the latter held office for the full period allowed under sub-section (4) unless there be delay in appointing a new member who succeeds the member first mentioned above in which case it shall expire on the date on which his successor is appointed by the State Government.

The State Government shall exercise superintendence and control over the Board and its officers and may call for such information as it may deem necessary and, in the event of its being satisfied that the Board in not functioning

properly on is abusing its powers or is guilty of corruption or mismanagement, it may suspend the Board and, till such time as a new Board is constituted, make such arrangements for the exercise of the functions of the Board (and of its Chairman) as it may think fit:

Provided that the Board shall be constituted within (five years & six months) from the date of its suspension.

(9) The Board shall exercise superintendence and control over the Committees.

(10) The State Government or the Chairman or the Secretary of the Board or any other officer of the Board authorized in this behalf by the Board may call for any information or return relating to agricultural produce from a committee or a dealer or a godown keeper or other functionaries and shall have the power to inspect the records and accounts of a committee and accounts of any dealer, godown-keeper or other functionaries for that purpose.

(11) The (Chairman or subject to his control the Secretary of the Board) may transfer the Secretary or any employee dealing with the accounts of one committee to another committee and they shall exercise such other powers and discharge such other duties as may be prescribed.

Provided that any increase or decrease in amoluments of a transferred employee shall be referred to the State Government whose decision on such reference shall be final.

(12) Subject to the provision of this Act and the rules and bye-laws made there-under, the Board may employ such persons for the performance of the functions of the Board under this Act, and may give them such remuneration, as it may think fit, and may suspend, remove, dismiss or otherwise punish any person so employed.

(13) Subject to rules made under this Act, an estimate of the annual income and expenditure of the Board for the ensuing year shall be prepared and passed by the Board and submitted every year for the sanction of the State Government not later than the prescribed date. The State Government shall sanction and return the budget within two months from the date of the receipt thereof. If it is not received within two months it shall be presumed to have been sanctioned.

(14) Subject to rules made under this Act, the Board may, with the approval of the State Government, frame bye-laws for-

- (a) regulating the transaction of business at its meetings;
- (b) the assignment of duties and powers of the Board to its Chairman, Secretary or persons employed by it; and
- (c) such other matters as may be prescribed.

(15) (Six) members shall constitute a quorum at a meeting of the Board:

Provided that if a meeting is adjourned for want of

quorum, no quorum shall be necessary at the next meeting called for transacting the same business.

(16) All questions before a meeting of the Board shall be determined by a majority of votes of the members present and voting and, in case of equality of votes, the Chairman may exercise a casting vote.

NOTE:- The powers of the 'Board' under sub-section (12) of Section 3 have been delegated to Secretary Board vide Govt. Memo. No. 11(6) – M-87/221-spl. Dated 11.8.87

(17) (i) The State Government may delegate to the Board or its (Chairman or Secretary) any of the powers conferred on it by or under this Act; and

(ii) The Board may (with the prior approval of the State Government), delegate any of its powers to its Chairman, Secretary or any of its officers.

(18) The headquarter of the Board shall be located at a place to be determined by the State Government.

(19) No act or proceeding of the Board shall be invalid by reason only of the existence of any vacancy among its members or any defect in the constitution thereof.

[3-A. The powers of the Board in respect of the transferred territory and the Union Territory of Chandigarh

Notwithstanding anything contained in this Act, the Administrator of the Union Territory of Himachal Pradesh in relation to the transferred territory and the Administrative of the Union Territory of Chandigarh in relation to that territory, shall until other provision is made by law, be deemed to be the Board constituted under this Act, respectively for the transferred territory and the Union Territory of Chandigarh and accordingly shall perform the functions, discharge the duties and exercise the powers of the Board in relation to these areas].

4. [Advisory committee.....omitted]

5. Notification of intention of exercising control over purchase, sale, storage and processing of agricultural produce in specified area.

The State Government may, by notification, declare its intention of exercising control over the purchase, sale, storage and processing of such agricultural produce, and in such area as may be specified in the notification. Such notification shall state that any objections or suggestions, which may be received by the State Government within a period of not less than thirty days to be specified in the notification, will be considered.

6. Declaration of notified market area

(1) After the expiry of the period specified in the notification under section 5 and after considering such objection and suggestions may, be received before the expiry of such period, the State Government may by notification and in any other manner that may be prescribed, declare the area notified under section 5 or any

	<p>III. Whether elected or nominated (detailed procedure)</p>	<p>portion thereof to be a notified market area for the purposes of this Act in respect of the agricultural produce notified under section 5 or any part thereof.</p> <p>(2) The State Government if satisfied that in any notified market area a committee is not functioning (or two such areas or parts thereof are to be amalgamated or a part of any such area is to be amalgamated with another such area or is to be constituted into a separate notified market area), may by notification denotify any market area notified under sub-section (1) or any part thereof and, when the whole of such area is denotified, cancel a committee and transfer all with the assets of that committee which remain after satisfaction of all, its liabilities to the Board. Such assets shall be utilized by the Board for such objects in the area as it may consider to be for the benefit of the producers of that area.</p> <p>(3) After the date of issue of such notification or from such later date as may be specified therein, no person, unless exempted by rules made under this Act, shall, either for himself or on behalf of another person or of the State Government within the notified market area, set up, establish or continue or allow to be continued any place for the purchase, sale, storage and processing of the agricultural produce so notified, or purchase, sell, store or process such agricultural produce except under a licence granted in accordance with the passed by the (Secretary of the Board) and the Secretary of the Board if such order is passed by the Chairman of the committee.</p> <p>[10- A. Certain persons to be licensees</p> <p>Any persons to whom a licence is granted under section 10 shall be deemed to be licensee under that section for the purposes this Act and the rules made there under including that of levy of fees under section 23 on the agricultural produce bought or sold by him in the notified market area, irrespective of the fact whether the business of buying or selling of agricultural produce is specified in his licence or not].</p> <p>11. Establishment of Market Committee</p> <p>The State Government shall by notification establish a market committee for every notified market area and shall specify its headquarters.</p> <p>None</p>
<p>8.</p>	<p>Constitution of APMC's</p> <p>I. Chairman/Vice-Chairman and members (category wise detail)</p>	<p>10 member Committee:</p> <p>5 from Producers 2 from Licences U/s 10 1 from Licences U/s 13 1 from Co-operative Societies 1 Government nominee</p>

<p>II. Whether elected or nominated (detailed procedure)</p>	<p>Constitution of Committees</p> <p>(1) A committee shall consist of (twelve) or Sixteen members as the State Government may in each case determine, out of whom one shall be appointed by the State Government from amongst its officials:</p> <p>Provided that where in a notified market area, there is in existence a Co-operative Society, the committee shall consist of (thirteen) or seventeen members, as the case may be:</p> <p>(2) The remaining members shall be nominated by the State Government by notification in the Official Gazette as follows:-</p> <p>(a) if the committee is to consist of (twelve) members, there shall be nominated.</p> <p>(i) six members from amongst such producers, who are members of Gram Panchayats or as per Panchayat Samitis situated in the notified market area:</p> <p>Provided that out of the six members, one may or may not be a member of the Gram Panchayat or Panchayat Samiti situated in the notified market area:</p> <p>Provided further that out of the six members, one shall be an expert in the field of production or marketing or processing of agricultural produce:</p> <p>Provided further that in case no such expert is available, then the nomination shall be made in the manner hereinbefore mentioned;]</p> <p>(ii) (three) members from amongst the persons licensed under section 10; and</p> <p>(iii) (two) member from amongst the persons licensed under section 13:</p> <p>Provided that the members nominated under this clause shall include one member belonging to Scheduled Castes or Backward Classes and one woman member, who are members of Gram Panchayats or Panchayat Samitis of the concerned notified market area and who are otherwise qualified to be nominated as members of the Committee;</p> <p>(b) if the committee is to consist of (thirteen) members, there shall be nominated, in addition to the members specified in sub-clauses (i), (ii) and (iii), of clause (a), one member representing the Co-operative Societies;</p> <p>(c) if he committee is to consist of sixteen members, there shall be nominated-</p> <p>(i) nine members from amongst such producers, who are members of Gram Panchayats or Panchayat Samitis situated in the notified market area:</p> <p>Provided that out of the nine members, one shall be an expert in the field of production or marketing or processing of agriculture produce.</p> <p>Provide further that in case no such expert is available, then the nomination shall be made in the manner herein before mentioned;</p> <p>(ii) four members from amongst the persons licensed under</p>
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section 10; and

(iii) two members from amongst the persons licensed under section 13 :

Provided that the members nominated under this clause shall include two members belonging to Schedules Castes or Backward Classes and one woman member, who are members of Gram Panchayats or Panchayat Samitis of the concerned notified market area and who are otherwise qualified to be nominated as members of the committee;

(d) if the committee is to consist of seventeen members, there shall be nominated, in addition to the members specified in sub-clauses (i), (ii) and (iii) of clause (c), one member representing the Co-operative Societies:

Provided that where in the case of sub-clause (iii) of clause (a) or sub clause (iii) of clause (c), there are no persons licensed under section 13, or the number of such persons is less than those required to be nominated, the deficiency shall be made up by nominating members from amongst the persons licensed under section 10.

(3) No act, done or proceeding taken, under this Act, by the committee, shall be invalid merely on the ground of-

(a) any vacancy or defect in the constitution of the Committee; or

(b) any defect or irregularity in the nomination of a person acting as member thereof; or

(c) any defect or irregularity in such act or proceeding not affecting the merits of the case.

(4) Subject to the rules made under this Act, the disqualification specified in sub-section (5) of section 3, shall also apply for purposes of becoming a member of the committee.

(5) The State Government shall constitute Committees in accordance with the provision of this section:

Provided that the State Government may, until such Committees are constituted and their Chairman and Vice-Chairman are appointed in accordance with the provisions of this Act, allow the persons already appointed under section 36 of this Act to hold office and exercise the powers and perform the functions of such committees].

[12-A. Supersession of nominated Committees

On and from the commencement of the Punjab Agricultural Produce Markets (Amendment) Ordinance, 2002,

(a) all the Committees, constituted by way of nomination, under section 12 as it existed immediately before such commencement, shall stand superseded;

(b) all the members including the Chairman and the Vice-Chairman of every Committee, shall cease to hold office;

(c) during the period of supersession of the Committees, all powers and duties conferred and imposed upon the Committee, its Chairman and other members by or under this Act, shall be exercised and performed by such office,

		<p>as the Government may appoint in that behalf; and (d) all property vested in each Committee shall, until these are re-constituted, vest in the Government: Provided that the Committees shall be re-constituted in accordance with the provisions of section 12 within a period of (three years) from the date of supervision.] [12-B. Constitution of Committee by nomination for fixed period...Omitted]. [12-C. Supersession of nominated Committees.....Omitted]. [12-D. Constituted of nominated Committees by nomination for fixed period....Omitted].</p>
<p>9.</p>	<p>Market fee I. Rate of market fee (item wise) II. Procedure for levy and Collection of Market fee</p>	<p>2% market fee for all the commodities (products)</p> <p>Market fee is collect/deposited within seven days from the date of transaction Levy and Collection of fees on the sale and purchase of agricultural produce [(1) Under section 23 a committee shall levy (i) fees on the agricultural produce bought or sold by licensee; and (ii) also additional fees on the agricultural produce when sold by a producer to a licensee; In the notified market area at the rate fixed by the Board from time to time]. [Provided that no fee shall be levied on the agricultural produce bought or sold in respect of which fee has already been paid in the same or other notified market area within the state. The licensee dealer who claims exemption from payment of fee shall make declaration and give certificate to that effect in Form 'KK' within a period of thirty days of the transaction of agricultural product in question to the Committee from where the exemption is claimed]: The Certificate in Form 'KK' shall be prepared in quadruplicate from the book-let, duly attested and issued by the secretary of the concerned committee or its authorized officer, against the payment, fixed by the committee. It shall be the duty of the dealer, claiming exemption from the payment of fee to send the original copy of Form 'KK' to the committee within whose market area the agricultural produce is brought. The second copy shall be sent to the office of the committee within whose market area such agricultural produce is bought and the third copy shall be retained by the dealer, who purchased the agricultural produce and the fourth copy shall be retained by the dealer who sold the agricultural produce and the same shall be kept as a part of their accounts, maintained in respect of payment of the fee. The certificate</p>

referred to above presented after the aforesaid period of thirty days, shall not be entertained and no exemption from payment of fee shall be granted to the dealer:

Provided further that the dealer claiming exemption from the payment of fee under sub-rule (1), shall also produce a copy of the railway receipt, forwarding note, bill, bilty or challan, as the case may be, duly signed by him or his authorized agent in the office of the committee where the agricultural produce is bought before it is loaded the second copy shall be produced by the said dealer in the office of the committee, within whose market area the agricultural produce is brought before it is unloaded and the third copy shall be retained by him. In case no such copy is produced by the dealer in the office of concerned committee, no claim for exemption shall be entertained.]

[Provided further that no such fee shall be levied on,

- (i) the agricultural produce imported from a foreign country;
- (ii) the certified seeds;
- (iii) the timber or firewood of the following categories imported from outside the State of Punjab

- (a) Kail;
- (b) Deodar;
- (c) Partal (Spruce and Fir);
- (d) Hollock (Assam Teak);
- (e) Champ;
- (f) Teak;
- (g) Sal;
- (h) Chil].

(2) The responsibility of paying the fees prescribed under sub-rule (I) shall be of the buyer and if he is not a licensee then the seller who may realize the same from the buyer. Such fees shall be leviable as soon as an agricultural produce is bought or sold by a licensee.

[(2 – A) The additional fees shall be realized from the producer by the licensee through whom the producer sells the agricultural produce and if the sale is made by the producer direct to a licensee the additional fees shall be realized by the licensee from out of the sale proceeds of the agricultural produce; and]

(3) The [fees including additional fees] shall be paid to the committee or a paid officer duly authorized to receive such payment with in [Seven] days of the day of transaction;

Explanation:- In computing the period of [Seven] days specified in sub-rule 3 of rule 29 and sub-rule (1) of rule 31, day of transaction shall be included

(4) A receipt in Form K shall be granted forthwith to the person making payment in respect of any fees paid under these rules.

(5) Every officer so servant employed by a Committee for the collection of fees shall be supplied by the Committee

with a badge of office in such form as may be prescribed by it. The badge shall be worn by the officer or servant concerned while discharging his duties.

(6) Every such officer or servant shall before entering on his duties furnish such security as may be prescribed by the bye-laws of the committee concerned.

(7) For the purpose of this rule agricultural produce shall be deemed to have been bought or sold in a notified market area.

(a) If the agreement of sale or purchase thereof is entered into in the said area; or

(b) If in pursuance of the agreement of sale or purchase the agricultural produce is weighed in the said area; or

(c) If in pursuance of the agreement of sale or purchase the agricultural produce is delivered in the said area to the purchaser or to some other person on behalf of the purchaser.

[(d) If the agricultural produce sold or bought otherwise than in pursuance of an agreement of sale or purchase and is delivered in the said area to the purchaser or to some other person on behalf of the purchaser].

(8) If in the case of any transaction any two or more of the acts mentioned in sub-rule (7) have been performed within the boundaries of two or more notified market areas the market fee shall be payable to the committee within whose jurisdiction on the agricultural produce has been weighed in pursuance of the agreement of sale or, if no such weighing has taken place to the committee, within whose jurisdiction the agricultural produce is delivered.

[29-A. Power to lease for collection of fee

A committee may subject to the previous approval of the Secretary of the Board, lease out on contract basis the collection of fee levied under section 23 of the Act read with sub rule (1) or rule 29 of the rules in the notified market area of the committee on such terms and conditions as may be prescribed in the bye-laws of the committee for any period not exceeding one year. The contractor and other persons employed by him for the management and collection of fee, shall:-

(i) Be bound by the provisions of the Act, rules and bye-laws and any other order passed by the committee for their guidance and for performing their duties.

(ii) have such powers exercisable by employee of a committee under the Act, rules or bye-laws as the committee may confer upon them from time to time: and

(iii) be entitled to the same remedy and be subjected to the same responsibility as if they were employed by the committee for the management and collection of fee.

Account of transaction and of fees to be maintained

[(1) Every licensed dealer and every dealer exempted

under rule 18 from obtaining a license shall submit to the committee a return in Form 'M' showing his purchases and sales of each transaction of agricultural produce within seven days of the date of the transaction].

Provided that a person exempted from taking a licence under rule 18 (2) (b) and 18(2) (c) shall be exempted from the provisions of this sub-rule in respect of sale of agricultural produce by him and person exempted from taking a licence under rule 18 (1) (e) and (18) (2) (e) shall be exempted from the provisions of this sub-rule in respect of sale and purchase of agricultural produce by him:

Provided further that in case of a dealer, who exclusively deals in fruits and vegetables, it shall not be necessary to fill in Form M the particulars of the person to whom any quantity of fruits and vegetables less than one quintal is sold:

Provided further that in case the Kacha Arhitya sends one copy of Form J to the Market Committee, the Kacha Arhitya will be exempted from sending Form 'M' to the Market Committee and the buyer shall indicate in Form 'M' only the total quantity and the gross value in respect of each commodity purchased from each seller.

(2) The committee shall maintain a register in Form 'N' showing the total purchases and sales made by dealers and fees recoverable and recovered from them.

[(3) The assessing authority shall determine the rate of fee to be levied by the committee under section 23 of the Act on the basis of return furnished under sub-rule (1) by the dealer]

(4) If any dealer fails to submit a return as prescribed in sub-rule (1) or [the assessing authority] has reason to believe that any such return is incorrect, it shall, after giving a notice in form 'O' to the dealer concerned and after such enquiry as it may consider necessary, proceed to assess the amount of the dealer's business during the period in question.

(5) If a dealer habitually makes default in the submission of returns or if in the opinion of [the assessing authority] the dealer habitually submits false returns, the committee may order for the inspection of the dealer's accounts.

(6) After an order under sub-rule (4) is made, [the assessing authority] shall inform the dealer of the date and place fixed for the inspection:

Provided that if the dealer so desires and pays such fee as the committee may fix in this behalf, the inspection shall be made at the dealer's premises.

(7) The assessing authority may after inspection prepare a return or may amend the return already furnished, on the basis of transactions, appearing in the dealer's account books, and the assessing authority may determine or as the case may be an additional fee levied under section 23 on

the basis of such return or amended returns, but if the account books are reported to be unreliable, or as not providing sufficient material for proper preparation or amendment of the return or if no such books are maintained or produced, the assessing authority may assess the amount of the dealer's business on such information as may be available or on the basis of best judgment, and determine fee due on the basis of such assessment].

[8. Omitted.....]

(9) In addition to the fee or additional fee levied or determined under sub-rule (3) or sub-rule (7) the assessing authority may recover from the defaulter penalty equal to the fee or additional fee found due to be payable.

(10) Habitual default in the submission of returns and habitual submission of false return shall be a sufficient ground for suspension or cancellation of or refusal to renew, a licence, and the provisions of this rule shall apply in addition to and not in derogation of any other law, penal or otherwise, applicable to non-compliance, or defective compliance with any duty imposed upon a dealer by the Act or by these rules, or by any bye-law or order of a committee.

(11) An assessment order made under [Sub rule (7)] and (9) shall be communicated to him by means of a demand notice in form P and a copy thereof shall be granted to the dealer on this making a written application, and paying a sum of two rupees as copying fee to the committee. Every Committee shall maintain a register of copying fees.

(12) The copy shall be prepared in the office of the committee and certified to be correct by the [assessing authority or in his absence by any other person appointed in this behalf by him].

Such certificate shall give the dates on which application was received and the copy prepared and delivered to the applicant, and shall be conclusive evidence of the correctness of these dates.

(13) (i) [An appeal against the assessment order made under [Sub-rules (7) and (9)] shall lie to the secretary of the Board and shall be preferred within sixty days from the date of communication of the assessment order appealed against in the form of memorandum duly stamped with court fee of twenty rupees and signed by the appellant or his duly authorized agent and shall be presented to the secretary of the Board or to an officer authorized by him.

(ii) If the appellant fails to prefer the appeal within the period specified in clause (i) the appellate authority may for reasons to be recorded in writing condone the delay for filling the appeal if the delay was for reasons beyond the control of the appellant:

[Provided that no appeal shall be entertained unless the appellant has deposited with the assessing authority concerned an amount equal to twenty-five percent of the

amount of the fee assessed or rupees twenty five lac, which ever is less].

Explanation : - In Computing the period of limitation for filling an appeal, the period spent in obtaining a certified copy of the assessment order shall be excluded.

[(ii-a)] The [Secretary of the Board or an officer authorized by him] after hearing the appellant and also the [assessing authority] making the assessment, or if he deems necessary, after such enquiry as he think proper, may accept modify or reject the assessment order appealed against

(iii) The [Secretary of the Board or an officer authorized by him] may waive the whole or a part of the penalty imposed under sub-rule (9), in a case where such penalty, would, in his judgment mean undue hardship to the appellant.

(iv) The order passed by the [Secretary] shall be final and conclusive.

III. Is the fee levied once in State (procedure for getting the exemption)

Yes

IV. Exemption on payments of market fee (in detail item wise)

Exemption from payment of fees

[(1) No market fee shall be levied on the sale or purchase of any agricultural produce, manufactured or extracted from the agricultural produce in respect of which such fee has already been paid in the same notified market area or in an other notified market area within the state].

[(1 – A) The dealer who claims exemption from payment of market fee levied on any agricultural produce manufactured or extracted from the agricultural produce in respect of which the market fee has already been paid in another notified market area shall make declaration and give certificate in Form K-1 to the committee from where exemption is claimed and a copy of the same shall be delivered to the committee to which the fee has already been paid. The counterfoil shall be retained by the dealer. The book containing K-1 form shall be got attested by the dealer from the secretary of the concerned Market committee or his authorized officer before giving the requisite certificate. The dealer shall produce the certificate within a period of thirty days from the date of transaction to the committee from where exemption is claimed. The certificate presented after the aforesaid period of thirty days shall not be [entertained and no exemption from payment of fee shall be granted to the dealer].

[(1-B) A dealer claiming exemption from the payment of fee shall be granted to the dealer]. Of the railway receipt, forwarding note, bill, bilty or challan, as the case may be,

duly signed by him or his authorized agent, in the office of the committee where the agricultural produce is bought before it is loaded, the second copy shall be produced by the said dealer in the office of the committee within whose market area the agricultural produce is bought before it is unloaded and the third copy shall be retained by him. In case no such copy is produced by the dealer in the office of concerned committee, no claim for exemption shall be entertained].

(2) The dealer concerned in the sale or purchase of any quantity of agricultural produce from which he manufactures or extracts any other agricultural produce shall maintain in Form-L true and correct accounts of the sale or purchase as the case may be of the said agricultural produce and of any agricultural produce manufactured or extracted from it.

(3) No market fee shall be leviable on purchase of raw hides and skins and sale of cured tanned and processed hides and skins from the persons who themselves are tanners and are residing in the State.

[(4) No market fee shall be levied on paddy, cotton, timber, firewood and groundnut taken from one notified market area to another notified market area for the purpose of processing on sawing as the case may be].

(5) No market fee shall be levied during the financial year 1992-93, on the purchase of wheat by the national committee for solidarity with Cuba for the purpose of export to Cuba as a gift.

[(6) No market fee shall be levied on the sale or purchase of Great Millet (Jowar), Gram and Kabli Gram (Channa Kala and Safaid, Cotton Seed (Banaula), Ground Nut (Shelled and unshelled), Cluster Bean (Guara), Turmeric (Haldi), Heena (Mehndi) Goat Hair, Camel Hair, Indian Clover (Senji), Cress/Gardenress (Hallon), Oats (Javi), Gur, Shakkar, Khandsari, Green Gram (Mung), Black Gram (Mash), Phaseolus aconitifolius (Moth), Lentil (Massur), Pigeonpea (Arhar), Rajmaha, Soya Bean, Indian Colza (Sarson), Indian Rape (Torina), Maize (Makki), Barley (Jau) and Spiked Millet (Bajra) in a notified marked area within the state of Punjab].

(7) No market fee shall be levied on Indian Colza (Sarson) Indian Rape (Torina), Rochet (Tara Mira), Linseed (Alsi), Indian Mustard (Raya), Sesamus (Til), Groundnut (unshelled) and Sunflower Seed imported from outside the state of Punjab for the purpose of processing and which is not bought or sold as such in the notified market area.

[(8) Omitted.....]

[(9) No market fee shall be levied on paddy (Basmati) imported from outside the state of Punjab:

Provided that the proof of making payment of market fee in the State from which paddy (Basmati) has been imported alongwith the purchase bill, documents

relating to transportation and Form K-2, is furnished by the dealer to the] [Concerned committee within a period of thirty days from the date transaction

[(10) The committee shall refund the market fee deposited by a dealer regarding fruits and vegetables exported by him to other countries from the State of Punjab on production of export documents and Form K-3 duly verified by the Punjab Agricultural Export Corporation].

[(11) The committee shall refund the Market fee deposited by a dealer of rice or paddy out of which rice is extracted and exported, by him to other countries from the State of Punjab on production of export documents and clearance by the, authorities by making payment of duty of custom, if any leviable under the Cunstoms Act, 1962, within the State of Punjab and on production of Form K-4]

[(12) No market fee shall be levied on the sale or purchase of flowers and sericulture (raw-silk) in the notified market areas within the State of Punjab].

[(13) (i) No market fee shall be levied on wheat and maize purchased by the wheat and maize processing industries for manufacture of products therefrom such as wheat flour and its secondary/tertiary products such as bread, biscuits, pasta, noodles etc; starch and its derivatives gluton etc in the State of Punjab.

(ii) No Market fee shall be levied on fruits and vegetable purchased by fruit and vegetable processing industries through contract farming.

(iii) For new fruit and vegetable processing units who have not established the contract farming relationship with farmers shall be granted exemption from the market fee for a period of [four years] to source their raw material from the farmers].

[(14) No market fee shall be levied on:

(1) (a) the organic produces grown under organic practices whether under contract farming or otherwise which are certified by the Punjab Agricultural Export Corporation Limited; and

(b) The durum wheat grown under the contract farming by the farmers or the dealers, as the case may be, who are registered with the Punjab Agro Food grains Corporation]

A. Sale and purchase of agricultural produce for export out of the State

(1) Where any sale or purchase of agricultural produce is made for the purpose of export outside the State of Punjab, the dealer shall make a declaration and give certificate to that effect in form 'Q' in triplicate. The dealer shall alongwith other documents furnish one copy of the declaration to the Committee within the notified market area of which the sale or purchase of agriculture produce was made, against stamped receipt, where any market fee has been paid or is to be paid. The

		(c) on the remaining income Fifty per centum] (b) The State Government shall determine the cost of such special or additional staff and shall, where the staff is employed for the purposes of more committees than one, apportion such cost among the Committees concerned in such manner as it thinks fit. The decision of the State Government determining the amount payable by any committee shall be final.									
11.	Major crops of the State	Nil (As far as U.T. Chandigarh is concerned, there is no agricultural produce and all produce comes from the neighboring states).									
12.	Rates of commission of commission agent (crop wise)	<table border="1"> <thead> <tr> <th>Crop</th> <th>Rate of Commission</th> <th>Payable by Seller or buyer</th> </tr> </thead> <tbody> <tr> <td>Fruits/Vegetables</td> <td>5%</td> <td>Buyer</td> </tr> <tr> <td>Grains</td> <td>2.5%</td> <td>Buyer</td> </tr> </tbody> </table>	Crop	Rate of Commission	Payable by Seller or buyer	Fruits/Vegetables	5%	Buyer	Grains	2.5%	Buyer
Crop	Rate of Commission	Payable by Seller or buyer									
Fruits/Vegetables	5%	Buyer									
Grains	2.5%	Buyer									
13.	Charges payable to market functionaries	<p style="text-align: center;">Category 'A' Cotton and Wool</p> <p>1. Unloading Rs. 0.99 paise per unit 2. Dressing Rs. 0.80 paise per unit 3. Weighing & filling Rs. 1.92 paise per unit 4. Stitching :- a) Stitching by machine Rs. 0.75 paise per unit b) Manual stitching Rs. 0.35 paise per unit</p> <p style="text-align: center;">Category 'B' (Chillies Dry & Groundnut)</p> <p>1. Unloading Rs. 0.67 paise per unit 2. Sieving Rs. 0.76 paise per unit 3. Dressing Rs. 0.48 paise per unit 4. Weighing & filling Rs. 1.73 paise per unit 5. Stitching :- a) Stitching by machine Rs. 0.75 paise per unit b) Manual stitching Rs. 0.35 paise per unit</p> <p style="text-align: center;">Category 'C' (Gur Shakkari, Khandsari & Groundnut Shelled)</p> <p>1. Unloading Rs. 1.00 paise per unit 2. Dressing :- a) Gur, Shakkari, Rs. 0.64 paise per unit Khandsari b) Groundnut Shelled Rs. 0.90 paise per unit 3. Weighing & filling Rs. 2.04 paise per unit 4. Stitching :- a) Stitching by machine Rs. 0.75 paise per unit b) Manual stitching Rs. 0.35 paise per unit</p> <p style="text-align: center;">Category 'D' (Bajra, Urd, Moong, Sarson, Toria, Taramera, Sunflower Seed) (maximum two Sieving operations are allowed)</p> <p>1. Unloading Rs. 1.10 paise per unit 2. Sieving (per Sieve) Rs. 1.09 paise per unit 3. Weighing & filling Rs. 2.11 paise per unit 4. Stitching :-</p>									

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'D-1'

(Wheat & Paddy)(Maximum two Sieving operations are allowed for manual Cleaning)

1. unloading Rs. 1.27 paise per unit

2. Sieving (per sieve) Rs. 1.04 paise per unit

OR

Sieved by power operated

Cleaner Rs. 2.08 paise per unit

3. Weighing & filling Rs. 2.39 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'D-II'

(Wheat for 50 kgs and Paddy for 33 Kgs Standard unit) Maximum two Sieving operations are allowed for manual cleaning)

1. unloading Rs. 0.70 paise per unit

2. Sieving (per sieve) Rs. 0.63 paise per unit

OR

Sieved by power operated

Cleaner Rs. 1.26 paise per unit

3. Weighing & filling Rs. 1.86 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'D - III'

(Paddy for 50 kgs. Standard unit) Maximum two sieving operation are allowed for manual cleaning)

1. unloading Rs. 0.99 paise per unit

2. Sieving (per sieve) Rs. 0.83 paise per unit

OR

Sieved by power operated

Cleaner Rs. 1.66 paise per unit

3. Weighing & filling Rs. 2.13 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'D - IV'

(Wheat for 75 Kgs. Standard unit) maximum two sieving operations are allowed for manual Cleaning)

1. unloading Rs. 1.00 paise per unit

2. Sieving (per sieve) Rs. 0.83 paise per unit

OR

Sieved by power operated

Cleaner Rs. 1.66 paise per unit

3. Weighing & filling Rs. 2.09 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'E'

(Maize Bareily-Y, Guara, Gram & Kabligrum, Chane Kale & Safaid) (If need be only one sieve may be allowed)

1. unloading Rs. 1.14 paise per unit
2. Sieving (per sieve) Rs. 1.13 paise per unit

OR

Sieved by power operated

Cleaner Rs. 2.12 paise per unit

3. Weighing & filling Rs. 1.86 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'F'

(All other Agricultural produce not listed above except fruits and Vegetables)

(If need be only one sieve may be allowed)

1. unloading Rs. 1.12 paise per unit

2. Sieving (per sieve) Rs. 1.15 paise per unit

3. Weighing & filling Rs. 2.12 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 0.75 paise per unit

b) Manual stitching Rs. 0.35 paise per unit

Category 'G'

(Potato, Shakkarkandi, Dry onion, Arbi dry, Garlic, Ginger)

1. unloading Rs. 0.73 paise per unit

3. Weighing & filling Rs. 1.00 paise per unit

4. Stitching :-

a) Stitching by machine Rs. 1.00 paise per unit

b) Manual stitching Rs. 0.33 paise per unit

Category 'H'

(Vegetables other than 'G' above)

1. unloading

Upto 20 kg 48 paise per unit

Above 20 kg 57 paise per unit

2. Display 52 paise per unit

Category 'I'

(All Fruits)

1. unloading 0.61 paise per unit

2. Display 0.56 paise per unit

Category 'J'

(Dry and Green Fodder)

Incidental Charges Weighment

⁴[50] paise per cart

(by weighbridge)

⁵[70] paise per trolley

⁶[100] paise per truck

Market Charges Commission Rs. 3 percent

Category 'K'

(Timber and Firewood)

1. Commission 4%

2. Weighment Rs. Five, Rs. Three & Rs.

		<p>(When done one the Weighbridge other than that of Committees)</p> <p>3. Unloading</p>	<p>Two for loaded Truck, Loaded Trolley and loaded cart respectively and Rs. three, Rs. Two and rupee one respectively for empty Truck, empty Trolley and empty Cart.</p> <p>Rs. 0.45 per Quintal subject to maximum of Rs. 60 per truck and Rs. 40 per Trolley attached to a tractor.</p>
14.	Any other tax/local levy collected by APMC's (detail with rates)		No