

**THE MEGHALAYA TEA [ REGISTRATION OF DEALERS AND DECLARATION OF STOCKS ]  
ORDER, 1984.**

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**NO. SUP. 08 / 84 / 16**, dated . ∴ Whereas the Govt. is of opinion that it is necessary and expedient so to do for maintaining supplies of Tea an Essential Commodity and for securing its equitable distribution.

Now therefore, in exercise of the Power conferred by Section - 3, of the Essential Commodities Act, 1955, [ **10 of 1955** ] read with the Order of the Govt. of India in the Ministry of Commerce ( Department of Commerce ), New Delhi, NO. S.O. 9 ( E ), dated the 07<sup>th</sup> January, 1984, and as delegated, the Powers to State Govt. by the Central Govt. under Section - 5, of the Essential Commodities Act, 1955, [ **10 of 1955** ] the Governor of Meghalaya is pleased to make the following Order, namely :-

**01. Short title, extend and commencement :-**

- (1) This Order may be called the **Meghalaya Tea [ Registration of Dealers and Declaration of Stocks ] Order, 1984.**
- (2) It extends to the whole of the State of Meghalaya.
- (3) It shall come into force at once.

**02. Definition :-** In this Order, unless the context otherwise requires :-

- (a) "**Commission Agent**" means a **Commission Agent** having in the customary course of business as such Agent authority either to sell Tea or to consign Tea for the proposes of sale or to buy Tea ;
- (b) "**Dealer**" means a Dealer in tea and includes a broker, **Commission Agent**, Manufacturer and Warehouse Keeper ;
- (c) "**State Govt.**" means the *Govt. of the State of Meghalaya* ;
- (d) "**Tea.**" means the *Plant Camellia Sinesis ( L ) O. Kuntze as well as all varieties of the product known commercially as Tea made from the leaves of the said plant, including Green tea ;*
- (e) "**Warehouse Keeper**" means a Person who owns or maintains a Warehouse wherein Tea is stored for the purposes of sale either by auction or otherwise ;
- (f) "**Words end expressions**" used but not defined herein above shall have the meanings respectively assigned to them in the **Tea Act, 1953 ( 29 of 1953 )** ;
- (g) "**Forms**" means a **Form** set forth in the Schedule to this Order.
- (h) "**Director**" means the **Director of Supply**, Meghalaya, Shillong.
- (i) "**Registration Authority**" means the Director of Supply, Meghalaya, Deputy Commissioner, ( Supply ), Sub - Divisional Officer, ( Supply ), in their respective jurisdiction or an officer appointed by the State Govt. to exercise the powers and perform the duties of the Registering Authority under this order.

03. **Registration of Dealers :-**

- (1) No Person shall, if the stocks of Tea in his possession exceed 1,000 Kilograms, carry on business as a Dealer unless he is registered as much as specified in accordance with the provisions under this Order.
- (2) A separate Registration shall be necessary for each place of business.

04. **Issue of Licence :-**

- (1) Every Application for a Registration or Renewal thereof shall be made to the Registering Authority in **Form - " A "**.
- (2) Every Registration issued or Renewal under this Order shall be **Form - " B "** and shall be subject to the conditions specified therein.

05. **Period of Registration and Fees chargeable :-**

- (1) Every Registration issued under this Order shall be valid from the date of issue to the **31<sup>st</sup> December**, next following and may thereafter be renewed for a further period of one year at a time.
- (2) The Fees specified below shall be chargeable in respect of each Registration, namely :-

(a)	Fresh Registration Fee.	--	Rs. 10/-
(b)	Fresh Renewal of Registration.	--	Rs. 5/-
(c)	For late Renewal of Registration after <b>31<sup>st</sup> December</b> , till its submission	--	Rs. 5/- [ PM ]
(d)	For Issue a Duplicate Registration.	--	Rs. 15/-

06. **Power to refuse Registration :-**

The Registered Authority may, for reasons to recorded in writing, refuse to register the Registration of a Dealer.

07. **Returns :-**

Every Dealer shall furnish fortnightly Return to the Registering Authority in respect of such stock of Tea held by him as are in excess of 1,000 Kilograms in **Form - " C "**.

**SCHEDULE**  
**FORM ' A '**  
**[ See Clause - 4 ( 1 ) ]**  
**Application of Registration.**

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- 01. Applicant's Name. ::
- 02. Applicant's Profession. ::
- 03. Applicant's Residence. ::
- 04. Situation of Applicant's place or places of business with particulars as to number of House, Mohalla, Town or Village, Police Station and District. ::
- 05. How long the Applicant has been trading in Tea. ::
- 06. Did the Applicant hold a Registration on Tea on any previous occasion ? ( If so, give particulars including its suspension or cancellation, if any ). ::
- 07. Quantities of Tea handled annually during the last two years ( January - December ). ::
- 08. Income Tax paid in the two years proceeding the year of application ( to be indicated separately ). ::

1. \_\_\_\_\_ . ::

2. \_\_\_\_\_ . ::

- 09. Quantity of Tea in the possession of the Applicant on the date of Application and the Places at which the different quantities are kept. ::

I declare that the quantities of Vanaspati specified above are in my possession this day and are held at places noted against them.

I have carefully read the conditions of Registration given in **Form - " B "** appended to the **Meghalaya Tea [ Registration of Dealer and Declaration of Stocks ], 1984** and I agree to abide by them.

\* (a) I have not previously applied for a Registration in this District under this Order.

\* (b) I applied for such Registration in this District for \_\_\_\_\_ on \_\_\_\_\_ and was / was not granted a Registration on \_\_\_\_\_ .

\* (c) I hereby apply for Renewal of Registration Number \_\_\_\_\_ dated \_\_\_\_\_ issued to me, on \_\_\_\_\_ .

\* **Strike off the Clauses not applicable.**

Place \_\_\_\_\_ ,

Date \_\_\_\_\_ ,

Signature of Applicant.

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**FORM ' B '**  
**[ See Clause - 4 ( 2 ) ]**  
**Registration for Purchase, Sale or Storage of Tea for sale.**

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**Registration No.    ::**

01. Subject to the Provisions of the Meghalaya Tea [ Registration of Dealer and Declaration of Stocks ], 1984, and the terms and conditions of this Registration \_\_\_\_\_, is / are hereby authorised to purchase, sell or store Tea for sale.    ::
02. The Person who Registers shall carry on the aforesaid business at the following Place (s).  
\_\_\_\_\_ .    ::
03. (i) The Dealer ( after Registration ) shall maintain a Register of Daily Accounts for Tea showing correctly :-    ::  
    (a) the Opening Stock of each Day ;    ::  
    (b) the quantities received on each day showing the place from where and the source from which received ;    ::  
    (c) the quantities delivered or otherwise removed on each day showing the places of destination ; and    ::  
    (d) The closing stock on each day.    ::
- (ii) The Dealer shall complete his Accounts for each day on the day to which they relate, unless prevented by reasonable cause the burden of proving of which shall be upon him.    ::
- (iii) Separate Registers shall be maintained for each variety of Tea.    ::
04. The Dealer shall submit to the Registering Authority. ( Registrar ), concerned a true Return in **Form - " C "**, of the stocks, receipts and deliveries of each of Tea every fortnight ( 01<sup>st</sup> to 15<sup>th</sup> and 16<sup>th</sup> to end of the Month) so as to reach him with 5 ( five ) days after the close of the fortnight.    ::
05. The Dealer shall issue to every Customer a correct receipt or invoice, as the case may be, giving his own Name, Address, and Registration Number, the Name, Address, the Registration Number ( if any ) of the Customer, the Date of transaction, the quantity sold, the price per quintal / Kilogram and the total amount charged and shall keep a Duplicate of the same to be available for Inspection on demand by the Registering Authority or any other Officer Authorised by him in this behalf.    ::
06. The Dealer shall give all facilities at all reasonable times to the Registering Authority or any Officer Authorised by the State Govt. for the Inspection of his stocks and Accounts at any Shop, Godown or other place used by him for the storage, sale or purchase of Tea and for the taking of samples of Tea for examination,.    ::
07. The Dealer shall comply with any direction that may be given to him by the State Govt. of the Registering Authority in regard to purchase, Sale or Storage for sale of Tea and in regard to the language in which the Register, Returns, Receipts or invoices mentioned in paragraphs 3, 4 or 5 shall be written and the authentication and maintenance of the Register mentioned in Paragraph - 3.    ::
08. The Licence shall be attached to any application for Renewal.    ::
09. This Licence shall be valid upto , \_\_\_\_\_ 20 .    ::

Place \_\_\_\_\_ ,  
Date \_\_\_\_\_ day of \_\_\_\_\_ .

*Signature of the Officer  
issuing the Licensing*

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**FORM 'C'**  
**[ See Condition / Clause ]**  
**For use by a Dealer.**

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Returns of stocks, receipts and sales of Tea for the fortnight ending \_\_\_\_\_ 20 .

Number of Registration --  
 Address --

Particulars of Godown where stock held and quantity in stock in each quality of Tea in stock in Quintals / Kilograms / Tins.

	Particulars of Godowns	Quantity in stock Quintals / Kilograms / Tins	Remarks, if any
1.			
2.			
3.			
4.			
5.			

1. Stock at the beginning of the fortnight.

- (a) actually with the Licensee \_\_\_\_\_ Quintals / Kilograms / Tins.  
 (b) pledged with any Persons or Institution such as a Bank or Co - Operative Society \_\_\_\_\_ Quintals / Kilograms / Tins.  
 Total \_\_\_\_\_ Bags / quintals.

2. Quantity purchased during the fortnight.

	Name of Factory from which purchased.	Quantity ( in Quintals / Kilograms / Tins )
(i)		
(ii)		
(iii)		
(iv)	TOTAL	

3. Quantity sold :-

- (a) Quantity sold / and delivered / removed during the fortnight \_\_\_\_\_ Quintals / Kilograms / Tins.  
 (b) Quantity sold but not yet delivered \_\_\_\_\_ .  
 Total sold \_\_\_\_\_ Quintals / Kilograms / Tins.

4. Stock at the end of the fortnight.

- (a) actually with the Licensee.  
 (i) unsold \_\_\_\_\_ .  
 (ii) sold but awaiting delivery \_\_\_\_\_ .  
 (b) pledged with any other Persons or Institution such as a Bank or Co - Operative Society \_\_\_\_\_ Quintals / Kilograms / Tins.  
 Total \_\_\_\_\_ .

1. Licensing Authority

District

Place \_\_\_\_\_ ,  
 Dated, Shillong, the \_\_\_\_\_ 20 .

Signature.

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