

बिहार सरकार खाद्य एवं उपभोक्ता संरक्षण विभाग

पत्रांक-प्र07-एल०पी०जी०-02/2010 6395 /खाद्य, पटना/दिनांक- 25/7

त्रिपुरारि शरण, प्रधान सचिव ।

सेवा में,

सभी जिला पदाधिकारी ।

एल0पी0जी0 वितरकों के प्रतिष्ठानों/गोदामों का औचक निरीक्षण करने ं विषय:-एवं तत्संबंधी मासिक प्रतिवेदन उपलब्ध कराने के संबंध में ।

महाशय,

उपर्युक्त विषय की ओर ध्यान आकृष्ट करते हुए कहना है कि घरेलू एल०पी०जी० वितरण में बरती जा रही अनियमितताओं, कालाबाजारी एवं उपभोक्ताओं को इसकी आपूर्ति में अनावश्यक विलंब के संबंध में सूचना विभिन्न माध्यमों से प्राप्त हो रही है।

उपभोक्ताओं को ससमय निर्धारित दर पर एल0पी0जी0 की आपूर्ति सुनिश्चित कराना सरकार की प्राथमिकता है । उपभोक्ताओं को समय पर घरेलू एल०पी०जी० रिफिल की आपूर्ति सुनिश्चित कराने के लिए यह आवश्यक है कि जिला स्तर पर एल०पी०जी० वितरण कार्यों का सतत अनुश्रवण एवं समीक्षा किया जाय ।

अतएव जिला में कार्यरत एल०पी०जी० वितरकों एवं एल०पी०जी० वितरण से जुड़े कंपनियों के स्थानीय/क्षेत्रीय अधिकारियों के साथ नियमित बैठक की जाय । घरेलू एल0पी0जी0 के कालाबाजारी एवं वितरण में बरती जानेवाली अनियमितताओं पर अंकुश लगाने हेतु एल०पी०जी० वितरकों के प्रतिष्ठानों/गोदामीं का औचक निरीक्षण कराया जाय एवं इसके दौरान पायी जानेवाली अनियमितताओं के आलोक में त्वरित कार्रवाई की जाय तथा ततुसंबंधी मासिक प्रतिवेदन विभाग को अनिवार्य रूप से उपलब्ध कराना भी सुनिश्चित किया जाय ।

विश्वासभाजन,

He 25/07/20"

6395 / खाद्य, पटना/दिनांक-25/3/2011 · ज्ञापांक- प्र07-एल0पी0जी0-02/2010 प्रतिलिपि- माननीय मंत्री, खाद्य एवं उपभोक्ता संरक्षण विभाग, बिहार के आप्त सचिव को सूचनार्थ प्रेषित ।

D:1Year 2011/Sec-74, P.G.doc



बिहार सरकार खाद्य एवं उपभोक्ता संरक्षण विभाग

महत्वपूर्ण

पत्रांक-प्र07-विविध-37/2010

5477

खाद्य, पटना/दिनांक- 9.6.2011

प्रेषक,

त्रिपुरारि शरण प्रधान सचिव ।

सेवा में,

सभी जिला पदाधिकारी ।

विषय:- पेट्रोल पम्पों द्वारा पेट्रोल एवं डीजल का तौल कम करने एवं अपमिश्रण के संबंध में ।

महाशय,

उपर्युक्त विषय की ओर आपका ध्यान आकृष्ट करते हुए कहना है कि पेट्रोल पम्पों द्वारा उपभोक्ताओं को भुगतान की गई राशि के विरूद्ध कम पेट्रोल एवं डीजल की आपूर्ति करने एवं उनमें अपमिश्रण करने की शिकायतें विभाग को विभिन्न माध्यमों से प्राप्त होती रहती हैं।

विदित हो कि विभागीय अधिसूचना ज्ञापांक 266 दिनांक 14.01. 2008 (प्रति संलग्न) द्वारा प्रखंड आपूर्ति पदाधिकारी एवं पणन पदाधिकारी सहित राज्य के कुल 22 श्रेणी के पदाधिकारियों को उनके स्थानीय क्षेत्राधिकार के अन्तर्गत मोटर स्पिरिट (पेट्रोल) एवं उच्च वेग डीजल (डीजल) के किसी स्थान/परिसर में प्रवेश कर जाँच एवं जप्ती करने हेतु प्राधिकृत किया गया है।

उपभोक्ताओं को सही तौल एवं अपमिश्रणरहित पेट्रोल तथा डीजल

की आपूर्ति सुनिश्चित कराना सरकार का दायित्व बनता है ।

अतएव जिलों में कार्यरत पेट्रोल पम्पों द्वारा सही माप तौल में एवं अपिमिश्रितरहित पेट्रोल एवं डीजल की विक्री सुनिश्चित कराने हेतु जिलों में पदस्थापित माप-तौल पदाधिकारी तथा पणन पदाधिकारी/प्रखंड आपूर्ति पदाधिकारी की संयुक्त जाँच दल का गठन किया जाय और पेट्रोल पम्पों की नियमित जाँच करायी जाय । जाँच के क्रम में अगर अनियमितता पाई जाती है तो उसके आलोक में कड़ी कार्रवाई कर विभाग को प्रतिवेदित किया जाय ।

विश्वासभाजन, मुध्य वृष्टि । २०५१ प्रधान सचिव ।

(349)

144

बिहार सरकार खाद्य एवं उपभोक्ता संरक्षण विभाग

<u>अधिसूचना</u>

जी०एस०आर० दिनांक पेट्रोलियम और प्राकृतिक गैस मंत्रायल भारत सरकार द्वारा अधिसूचित सा०का०नि० 729(अ) दिनांक 19.12.2005 के मोटर स्पिरिट और उच्च वेग डीजल (प्रदाय और वितरण का विनियमन और अनाचार निवारण) आदेश 2005 के कंडिका - 7 के तहत प्रदत शक्तियों के साथ पिटत आवश्यक वस्तु अधिनियम 1955 (अधिनियम 10, 1955) की धारा - 3 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए भारत सरकार की पूर्व सहमित से बिहार राज्यपाल द्वारा उक्त आदेश के कंडिका - 7 के प्रावधानों के तहत राज्य के निम्नलिखित पदाधिकारियों को अपने स्थानीय क्षेत्राधिकार के अन्तर्गत मोटर स्पिरिट एवं उच्च वेग डीजल के किसी स्थान/परिसर में प्रवेश जॉच एवं जप्ती करने हेतु प्राधिकृत किया जाता है :-

- प्रधान सचिव/सचिव/विशेष सचिव/अपर सचिव/संयुक्त सचिव/उप सचिव/अवर सचिव/खाद्यायुक्त के सचिव, खाद्य एवं उपभोक्ता संरक्षण विभाग, बिहार, पटना ।
- 2. सभी प्रमंडलीय आयुक्त
- सभी आरक्षी उप महानिरीक्षक
- 4. सभी जिला पदाधिकारी
- सभी आरक्षी अधीक्षक
- 6. सभी अपर जिला दण्डाधिकारी
- 7. सभी अपर सर्माहर्ता
- सभी उप निदेशक, खाद्य एवं असैनिक आपूर्ति
- सभी अनुमंडल पदाधिकारी
- 10. सभी जिला आपूर्ति पदाधिकारी
- 11. अनुज्ञापन प्राधिकारी
- 12. सभी आरक्षी उपाधिक्षक
- 13. सभी सहायक जिला आपूर्ति पदाधिकारी
- प्रभारी दण्डाधिकारी उड़नदस्ता, खाद्य एवं उपभोक्ता संरक्षण विभाग, बिहार, पटना
- 15. सभी कार्यपालक दण्डाधिकारी
- 16. विशिष्ट पदाधिकारी प्रभारी अनुभाजन, पटना
- 17. उप अनुभाजन पदाधिकारी, पटना
- 18. सभी सहायक अनुभाजन पदाधिकारी, पटना





- सभी प्रखंड विकास पदाधिकारी 19.
- सभी अंचल अधिकारी 20.
- सभी प्रखण्ड आपूर्ति पदाधिकारी 21.
- सभी पणन पदाधिकारी 22.
- उपर्युक्त आदेश से संबंधित जी०एस०आर०-1 दिनांक 14.01.2000 को तात्कालिक प्रभाव से विलोपित किया जाता है।

(प्र06-कि0आ0-04/07) सरकार के स्युक्त सचिव । /खाद्य,पटना-15,दिनांक- 14.01.08

266 ज्ञापांक-प्र06िक0आ0-04/07 प्रतिलिपिः अधीक्षक, राजकीय मुद्रणालय बिहार, गुलजारबार पटना को राजकीय राज्य पत्र के असाधारण अंक में प्रकाशनार्थ प्रेषित । उनसे अनुरोध है कि इसकी एक सौ प्रतियां विभाग को उपलब्ध कराने की

कृपा की करें।

/खाद्य,पटना-15,दिनांक- 14.01.0% 2,66 ज्ञापांक-प्र06िक0आ0-04/07 प्रतिलिपिः मुख्य सचिव बिहार पटना/मुख्यमंत्री के प्रधान सचिव / सभी प्रधान सचिव / सचिव /सभी विभागाध्यक्ष /सभी प्रमंडलीय आयुक्त/ /सभी आरक्षी उप महानिरीक्षक / को सूचनार्थ अग्रसारित । सरकार के संयुक्त सचिव ।

/खाद्य,पटना-15,दिनांक- 14.01.08 ज्ञापांक-प्र06िक0आ0-04/07 266 प्रतिलिपिः सभी जिला पदाधिकारी/सभी आरक्षी अधीक्षक को सूचना एवं

आवश्यक कार्रवाई हेतु प्रेषित । अनुरोध है कि अपने स्तर से संबंधित पदाधिकारियों को इसकी प्रतिलिपि अग्रेतर कार्रवाई हेतु उपलब्ध कराने की कृपा की जाय ।

सरकार वे संयुक्त सचिव ।

/खाद्य,पटना-15,दिनांक- 14.01.08 ज्ञापांक-प्र06िक0आ0-04/07 266 प्रतिलिपिः विशिष्ट पदाधिकारी अनुभाजन, पटना एवं सभी पदाधिकारी

खाद्य एवं उपभोक्ता संरक्षण विभाग को सूचना एवं आवश्यक कार्रवाई हेतु प्रेषित ।



बिहार सरकार खाद्य एवं उपभोक्ता संरक्षण विभाग

पत्रांक-प्र07-विविध-37/2010 २९२५ खाद्य, पटना/दिनांक- ७ 5 201)

प्रेषक.

त्रिपुरारि शरण प्रधान सचिव ।

सेवा में,

सभी जिला पदाधिकारी सभी आरक्षी अधीक्षक ।

विषयः- पेट्रोलियम उत्पादों एवं प्राकृतिक गैस से संबंधित पाइप लाइनों एवं प्रतिष्ठानों को सुरक्षा प्रदान करने के संबंध में ।

महाशय,

उपर्युक्त विषय के संबंध में कहना है कि पेट्रोलियम उत्पादों एवं प्राकृतिक गैस के सुगमतापूर्वक संचरण हेतु पाइप लाइनों का प्रयोग किया जाता है । इन पाइप लाइनों एवं इनसे संबंधित प्रतिष्ठानों से पेट्रोलियम उत्पादों एवं प्राकृतिक गैस की चोरी की सूचना यदा-कदा प्राप्त होती रहती है । ऐसा करने से जहाँ सरकार को आर्थिक नुकसान उठाना पड़ता है वहीं जान माल की भी क्षति होने की संभावना बनी रहती है । पेट्रोलियम उत्पादों एवं प्राकृतिक गैस से संबंधित पाइप लाइनों एवं प्रतिष्ठानों को सुरक्षा प्रदान करना सरकार का दिवत्व बनता है ।

अतएव अनुरोध है कि पाइप लाइनों एवं प्रतिष्ठानों को आवश्यक सुरक्षा प्रदान की जाय और इनसे पेट्रोलियम उत्पादों एवं प्राकृतिक गैस की चौरी करने में संलिप्त व्यक्तियों के विरूद्ध IPC, EC Act, 'Prevention of Black Marketing and Maintenance of Supplies of Essential Commodities Act, 1980' एवं अन्य सुसंगत नियमों/आदेशों के अन्तर्गत कड़ी कार्रवाई की जाय।

विश्वासभाजन,

Illa eglenlion

प्रधान सचिव । जापांक- प्र07-विविध-37/2010 अप पटना/विनांक- उ 5 201) प्रतिलिपि- अध्यक्ष, पेट्रोलियम एवं प्राकृतिक गैस रेगुलेटरी बोर्ड, प्रथम तल्ला, विश्व व्यापार केन्द्र बाबर रोड, नई दिल्ली - 110001 को उनके संदर्भ संख्या PNG RB/CH/11 दिनांक- 7 अप्रील, 2011 के आलोक में सूचना एवं आवश्यक कार्रवाई हेतु प्रेषित ।

प्रधान सचिव ।



बिहार सरकार खाद्य एवं उपभोक्ता संरक्षण विभाग

पत्रांक — प्र06-गैस-03/2008- 785 खाद्य, पटना/दिनांक- 17-3 ००० प्रेषक,

त्रिपुरारि शरण,. सरकार के सचिव ।

सेवा में,

सभी प्रमंडलीय आयुक्त सभी जिला पदाधिकारी

विषय:- अनुदानित घरेलू एल० पी० जी० सिलिंडर/पी० डी० एस० किरोसिन के दुरूपयोग, कालाबाजारी एवं विचलन को रोकने के सम्बन्ध में ।

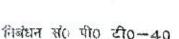
महाशय,

उपर्युक्त विषयक सचिव, भारत सरकार, पेट्रोलियम एवं प्राकृतिक गैस गंत्रालय के अर्द्व सरकारी पत्रांक पी-17012/6/2008-mkt, दिनांक 24.12.2008 के प्रसंग में कहना है कि सरकार एवं तेल कंपनियों द्वारा घरेलू एल0 पी0 जी0 सिलेंडर एवं पी0 डी0 एस0 किरोसिन पर क्रमशः 142.67 रूपया प्रति सिलेंडर एवं 16.60 रूपया प्रति लीटर का अनुदान भार वहन किया जाता है ।

घरेलू एल0 पी0 जी0 सिलेंडर एवं पी0 डी0 एस0 किरोसिन के दुरूपयोग, कालाबाजारी एवं विचलन के फलस्वरूप सरकार/तेल कंपनियों को राजस्व का नुकसान सहना पड़ता है, साथ ही सही उपभोक्ताओं को भी कठिनाई होती है । अतः इनके कालाबाजारी एवं विचलन पर अंकुश लगाना अत्यावश्यक है ।

"द्रवित पेट्रोलियम गैस (रेगुलेशन ऑफ सप्लाई एंड डिस्ट्रीव्यूशन) आदेश 2000" एवं "किरोसिन (रेस्ट्रिक्शन ऑन युज एवं फिकशेसन ऑफ सिलिंग प्राईस) आदेश 1993 में इन वस्तुओं के गैर कानूनी रूप से प्रयोग करने वालों के विरुद्ध पर्याप्त कार्रवाई करने के प्रावधान है ।

अनुरोध है कि अनुदानित घरेलू एल0 पी0 जी0 सिलिंडरों / पी0 डी0 एस0 किरोसिन के दुरूपयोग, कालाबाजारी एवं विचलन रोकने से सम्बन्धित विभिन्न आदेशों / पत्रों के संदर्भ में सार्थक कार्रवाई सुनिश्चित करें ।









MAG

असाधारण अंक बिहार सरकार द्वारा प्रकाशित

৪ সাবণ 1927 (মা০)

(सं ० पटना 413)

पटना, शनिवार ३३ जुलाई 2005

खारा, श्रापूर्ति एवं वाणिज्य विभाग

प्रधिसुचनाएं

30 जुलाई, 2005

सं॰ जी॰ एस॰ प्रार० 1, दिनांक 30 जुलाई, 2005—मेट्रोलियम एवं प्राकृतिक गैस मंद्रालय; भारत सरकार की जी॰ एस॰ प्रार० 487 (ई), दिनांक 26 अप्रील, 2000 द्वारा प्रकाशित इवीकृत पेट्रोलियम गैस (प्रदाय और वितरण नित्यम) प्रावेश, 2000 के खण्ड-13 के साथ पित प्रावश्यक नस्तु प्रधिनियम; 1955 (केन्द्रीय अधिक नियम 10,1955) की धारा-3 द्वारा प्रदक्त शक्तियों का प्रयोग करते हुए बिहार-राज्यपाल बिहार राज्य के निम्स लिखित पदाधिकारियों को उनते आदेश के कार्यास्वयन के आलोक में आवश्यक कार्याई करने हेतु अपने खेखाक विकार में इवीकृत पेट्रोलियम गैस के स्थान।परिसर में प्रवेश, जांच, तलाओ एवं जफ्ती करने हेतु प्राधिकृत करते हैं

- 1. सभी प्रमंडलीय आयुक्त
- 2. श्रारक्षी उप महानिरीक्षक (खार्च)
- 3. संभी जिला पदाविकारी
- 4. विशिष्ट पदाधिकारी, प्रमारी अनुमाजन, पटना
- 5. सभी अपर समाहर्ता
- 6. सभी अपर जिला दंढाधिकारी
- 7. सभी प्रमंडलीय उप-निदेशक (खादा)
- 8. सारक्षी अधीक्षक (खाद्य)
- 9. सभी अनुमंडल दंडाधिकारी
- 10. समी भारती उपाधीक्षक (खा्च)
- 11. सभी जिला आपूर्ति पदाधिकारी
- 12. प्रभारी दंडाधिकारी (उड़नदरला) खाल, अपाँत एवं थाणिक्य विभाग, बिहार, पटना
- 13. सभी कार्यपालक दंहाधिकारी
- 14. समी तहायक जिला आपूर्ति पदाधिकारी



15. उप-धन्त्राजम पदाधिकारी, पटना

16. सहायक सम्भाजन पराधिकारी, पटना

17. सबी प्रसंख विकास पराधिकारी।शंचल ध्रसिकारी

18. सभी पणन वदाधिकारी

15. यथी प्रयंद धाणुँस प्रतिकारी

20. गारकी निरीकक (धादा)

21. सभी भापूर्ति निरीक्षक

2. यह अधिसूचना तात्कालिक प्रभाव से लागू होगा एवं तत्संबंधित पूर्व अधिसूचना। आदेश को रह सराक्षा जाश

(प्र॰ 6 म स-0112000) बिहार-राज्यपास के आवेश से। (इ॰) यस्पटः सरकार के उप-सचित्र।

जी । एस । आर । प्राप्त । दिनांक 30 जुलाई, 2005 का अंग्रेजी में निम्नतिधित अपुताय (शंलम्न) बिहार-राज्यपाल के प्राधिकार से एतद्वारा प्रकाशित किया जाता है जो भारत के सविधान के धनुष्णिय 348 के खंड (3) के अधीन प्रश्नेजी में उसका प्राधिकृत पाठ समझा जामेगा।

> (प्र० ६ मेस 0112000) बिहार-राज्यपाल के सादेश वे (ह०) अस्पर्टः सरकार के उप-संधिव।

The 30th July 2005

G.S.R. 1, dated the 50th July 2005.—In exercise of powers conferred under clause 13 of the Liquefied Petroleum Gas (Regulation of Supply and Distribution) order 2000 published by Ministry of Petroleum and Natural Gas Government of India vide G.S.R. 487(É) dated 26th April, 2000 read with essential commedities Act 1955 (Central Act, 10 of 1955) the Governor of Bihar is pleased to authorize following officers of the Biliar state to exercise the power of entry search and seizure of placepremises of Liquified Petroleum Gas within their jurisdiction and to take necessary actions for due compliance of the said order:-

1. All Divisional Commissioner

2. Dy. Inspecttor General of Police (Food)

3. All District Magistrate

4. Special Officer Rationing, Patina

5. All Additional Collecter

6. All Additional District Magistrate

7. All Divisional Deputy Director (Food)

8. Superintendent of Police (Food) 9. All Sub-Divisional Magistrate

10. All Deputs Superintendent of Police (Food)
11. All District Supply Officer

12. Magistrate Incharge Flying Squad

Food, Supply and Commerce Deptt. Bihar, Patna

13, All Executive Magistrate

14. All Assistant District Supply Officer

15. Deputy Rationing Officer, Patna

16. Assistant Rationing Officer, Patna

11. All Block Development Officer/Circle Officer



[18, All Marketing Officer [19, All Block Supply Officer

20. All Police Inspector (Food)

21, All Supply Inspector

Z. This notification will some into force with immediate effect and Previous nofification/order in this regard may kindly be treated as cancelled,

[Pra 6 Gas-01/2000]

By order of the Governor of Bihar

(Sd.) ILLEGIBLE, Deputy Secretary to Government.

ि खंधीहरू, राजधीय र्रांसनं सामग्री मेदार एवं मकाशन, पंटना द्वारा प्रकाशिय संबा क्षितिका, सर्विवासंय भूप्रणालयं, विद्वारः वंटना झारा मृद्रियं । विद्वार गजर (जसाधारण); 41 3-लाईनो-571-10पत्रांक - प्र६ - गैस्-01/2000 - 397 क्र बिहार सरकार, खाध आपूर्ति एवं वा फिल्म विभाग

पेडाक :

एस. के. चौधरी.

तेवा में,

सरकार के सचिव ।

सभी जिला पदाधिकारी /उपायुक्त

्र पटना छोड़कर १ करने पटना, दिनांक /6/4.5%2000

विषय :-

रल पी जी व्यापार की लिए जिला दंडा धिकारी से अनुकादित प्राप्त

करने के संबंध में ।

महाश्रम,

उपरोक्त विषय के संबंध में निदेशानुसार कहना है कि बिहार ट्यापारि वस्तु ≬अनुइा प्ति सकीकरण ≬ आदेश । १८४ जिसे जी रस-आर 47 दिनांकें । 7−10−85 द्वारा संशोधित किया गया है, के पावधानों के अन्तर्गत एल पी जी को आवश्यक वस्तु की अनुसुची में सम्मिलत किया गया है। उक्त आदेश में व्यावहारिकता के दुष्टिकोण से एल पी जी के निए कोई स्टोरेज निमिट तय नहीं है । फ्लस्वरूप माननीय उच्चतम न्यायानय द्वारा एस. एक पी संख्या-13870/1987 एवं माननीय उच्च न्यायालय, पटना द्वारा किमीनल मिसले नियस केस संख्या 3992/2000 में पारित आदेश के द्वारा यह शिद्धांत निरूपित किया गया है कि एल पी जी के मामले में बिहार ह्यापा रिक वस्तु (अनुज्ञ प्ति एकी करण) आदेश 1984 को लागू नहीं माना जा सकता । इस संबंध में विधि विभाग की राय भी प्राप्त कर ली गयी है । तदनुसार यह स्पष्ट किया जाता है कि एल पी. जी वितरकों के लिए अनुज्ञाप्ति अवधारण आवश्यक नहीं है और उस पर बिहार व्यापारिक वस्तु 🖇 अनुज्ञाप्ति एकीकरण रू आदेश 1984 के पावधान लागू नहीं है । अतः इस आलोक में कृपया अगे़त्तर आवश्यक कार्रवाई करने की कृपा की जाए।

> § एत. के चौधरी § सरकार के सचिव ।

ज्ञापांक 3977 /पटना, दिनांक · /6/ सितम्बर "2000 पृतिलिपि- जिला पदाधिकारी, पटना को उनके पत्रांक 2172 दिनांक 5—8—2000 के प्रांग में सूचनार्थ एवं आवश्यक कार्रवाई हेतू पे हित । १ एस के. चौधरी १

द्वापांक 3977 /पटना, दिनांक 16th Sept 2 ocd रकार के सचिव । पृति लिपि- उप महापुंबंधक -सह- राज्य संयोजक, भारतीय तेल निगम, मायांनीक,पटना क उनके पन बी एस ओ /एन पी जी दिनांक 16-8-2000 के सन्दर्भ में सूचनार्थ एतं आवश्यक

राज्य तेल संयोजक से अनुरोध है कि कृपया वे अपने स्तर से सभी वेटो लियम कम्य नियों को भी इस पत्र में उल्लेखित तथ्यों से असगत करा दें।

१ एस के चौधरी १ शरकार के सचिव



Liquefied Petroleum Gas (Regulation of Supply and Distribution) Order, 2000

MINISTRY OF PETROLEUM AND NATUAL GAS

ORDĚR New Delhi, the 26th April, 2000

G.S.R. 487(E):- In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government here by makes the following Ode, namely:-

- 1. Short title and commencement: (1) This Order may be called the Liquefied Petroleum Gas (Regulation of Supply and Distribution) Order, 2000.
- (2) It extends to the whole of India.
- (3) It shall come into force on the date of its publication in the Official Gazette.
- 2. Definitions: In this Order, unless the context otherwise requires:-
- (a) "Chief Controller of Explosives" shall have the same meaning assigned To it the Explosives Act, 1884 (4 of 1884);
- (b) "Consumer" means a registered person, firm, company, institution, Association of persons, co-operative society or organization, who has Been granted liquefied petroleum gas connection or supply, either in Bulk or in cylinder, by a distributor or a Government oil company or a Parallel marketer;
- (c) "Cylinder" means a metal container utilized for storing liquefied Petroleum gas conforming to the specifications laid down in Schedules II and III;
- (d) "Delivery" means a person engaged by a distributor of a Government Oil Company or a parallel marketer to deliver liquefied Petroleum gas in cylinder to consumers;
- (e) "Distributor" means a person, firm, association of Persons Company, Institution, organization or a co-operative society appointed by a Government Oil Company or parallel marketer and engaged in the Business of purchase, sale, of storage for sale of liquefied petroleum Gas in cylinders to consumers on the basis of an agreement with a Government Oil Company or a parallel marketer as the case may Be;
- (f) "Gas cylinder valve" means a valve which is fitted to a cylinder;
 - (1) Bharat Petroleum Corporation Limited
 - (2) Bongagaigaon Refinery and Petrochemicals Limited
 - (3) Cochin Refineries Limited



(4) Gas Authority of India Limited

(5) Hindustan Petroleum Corporation Limited,

(6) Indian Oil Corporation Limited,

(7) Indo-Burma Petroleum Company Limited,

(8) Chennai Petroleum Company Limited,

(9) Nu Aligarh Refinery Limited,

(10) Oil India Limited

(11) Oil and Natural Gas Corporation Limited, or

- (12) Any other Government Company or a statutory body or a company Or a firm, declared as such by notification in the Official Gazette, to Be a "Government Oil Company by the Central Government for the Purposes of this Order;
- (h) "Indian Standard" shall have the same meaning as assigned to it in Clause (g) of section 2 of the Bureau of Indian Standards Act, 1986(63 Of 1986);
- (I) "liquefied petroleum gas (or LPG)" means a mixture of light Hydrocarbons which may include propane, isobutene, normal butane Butylenes etc, which are gaseous at normal ambient temperature and Atmospheric pressure but may be condensed to liquid state at normal Ambient temperature by the application of pressure and which Conforms to Indian Standard specification number IS 4576;
- (j) "Parallel marketer" means any persons, firm, company, institution, Association of persons, co-operatives society or organization carrying on any or all of the business of importing, storing, bottling, marketing, distributing and/or selling liquefied petroleum gas under the parallel marketing system;
- (k) "parallel marketing system" means the system other than the public distribution system, under which a parallel marketer carries on any or all of the business of importing, storing, bottling, distribution or selling in bulk or in retail, packed or filled in cylinder, liquefied petroleum gas under his own arrangement;
- (j) "public distribution system " means the system of distribution marketing or selling of liquefied petroleum gas by a Government Oil Company at the Government controlled or declared price through a Distribution system approved by the Central or a State Government;
- (m) "pressure regulator" means the equipment used for regulating the flow and pressure of liquefied petroleum gas from a cylinder to a gas stove;
- (n) "Schedule" means Schedule appended to this Order;
- (o) "Seal" means seal put on the cap of the valve of the cylinder for the purpose of sealing a cylinder after it has been filled with liquefied petroleum gas;



- (p) "storage point" means the premises licensed by the Chief Controller of Explosives;
- (q) "transporter" means a person authorized by a Government Oil Company parallel marketer or a distributor for transportation of LPG In bulk or in cylinders and also of empty or defective cylinders.

3. Restriction on unauthorized possession supply and consumption of liquefied petroleum gas:-

- (1) A person having a connection for liquefied petroleum gas under the Public distribution system, shall not.
- (a) possess more than one connection of liquefied petroleum gas granted under the public distribution system;

Provided that the Central Government, or the Chief Executive Officer of Government Oil Company may sanction more than one connection of liquefied petroleum gas under the public distribution system in favour of any person, keeping in view the difficulty and hardship experienced by such person in obtaining supplies of the LPG.

- (b) possess or use liquefied petroleum gas filled in cylinder or in bulk unless he has received the supply from a Government Oil Company or a distributor authorized by such Company;
- (c) use liquefied petroleum gas for any purpose other than for which the consumer is registered with the distributor of a Government Oil, Company; Provided that the Central Government may by a general or special Order permit the use of liquefied petroleum gas for such other Purposes as, it may, by order, specify;
- (2) The supply of liquefied petroleum gas to domestic category consumers shall be made in 14.2 Kg capacity cylinder and to those falling under non-domestic category shall be made in 19 Kg /47.5 Kg capacity cylinder, or in such capacity cylinders as may be notified, by the Central Government from time to time.
- (3) No distributor of a Government Oil Company shall supply liquefied petroleum gas filled in cylinder to any person unless he- (a) has been registered and granted a connection for liquefied petroleum gas under the public distribution system, or (b) holds a valid authorization from the Government Oil Company.
- (4) No distributor of a Government Oil Company or a parallel marketer, as the case may be, shall commit or cause to commit any of the activities prohibited herein including those specified in Schedule 1.



- 4. Restriction on storage and transport of liquefied petroleum gas :-
- (1) No person shall:-
- (a) fill any cylinder with liquefied petroleum gas or transfer liquefied petroleum gas from one cylinder to another cylinder or from one container to another container unless authorized by the Chief Controller of Explosives;
- (b) transport or store a cylinder filled with liquefied petroleum gas except in an upright position;
- (c) store or use or cause to be stored or used a cylinder filled with the liquefied petroleum gas except in a cool, dry, well-ventilated and accessible place under cover, away from boilers, open flames team pipes or any potential source of heat;
- (d) Remove the seal prior to use of the cylinder; Provided that the distributor or his authorized representative or the Delivery person may remove such seal in the presence of the Consumer either for testing, checking or installation of the cylinder;
- (e) use cylinder, pressure regulator and gas cylinder valve other than those specified in Schedules II and III
- (2) No transporter or delivery person shall deliver or cause to deliver liquefied petroleum gas either in cylinder or in bulk to any person other than the consumer or distributor
- 5. Restriction on sale or distribution of I liquefied petroleum gas below or in excess of the standard weight,- No Government Oil Company, distribution or parallel marketer shall supply, sell or distribute to a consumer liquefied petroleum gas in cylinders which contains less than or in excess of the weight of liquefied petroleum gas specified in the Schedules II and III or as indicated on the cylinder
- 6. Prohibition on carrying unauthorized business of selling LPG;

No person other than a Government Oil Company, a parallel marketer or a distributor shall be engaged in the business of selling liquefied petroleum gas to the consumer.

- 7. Possession, supply or sale of liquefied petroleum gas equipments:-
- (1) No person shall:-
- (a) supply or sell filled or empty cylinder, gas cylinder valve and pressure regulator to any person other than a Government Oil Company or a parallel marketer;
- (b) unless authorized by a Government Oil Company or a parallel marketer, supply or sell filled or empty cylinder, gas cylinder valve and pressure regulator to any person other than a consumer;



- (c) possesses filled or empty cylinder, valve or pressure regulator, unless he is a distributor or a consumer.
- (2) Every manufacturer of cylinder, gas cylinder valve and pressure regulator shgall destroy by crushing those cylinders, cylinder valves and pressure regulators which do not conform to the Indian Standard.
- 8. Display of stock and price of liquefied petroleum gas: Every distributor shall permanently display the stock and price of the liquefied petroleum gas at a conspicuous place of the business premises including the storage point, showing:-
- (i) the opening balance of filled, empty and defective cylinders and regulators;
- (ii) the backlog of preceding working day of the filled cylinders to be supplied.

9. Procurement, storage and sale of liquefied petroleum gas by a distributor:-

- (a) No distributor having stock of liquefied petroleum gas at the business premises, including storage point shall unless otherwise directed by a Government Oil Company or a parallel marketeer refuse to sell LPG on any working day during working hours to the consumer registered with that distributor.
- (b) No distributor shall keep his business premises including the storage point closed during working hours on any working day without the prior written permission of the Government Oil Company or the parallel marketeer.

Explanation: For the purposes of sub-clauses (a) and (b), the expression working hours means the working hours fixed by the concerned Government Oil Company or the parallel marketeer in accordance with the provisions of the Shops and Establishments Act and the rules made thereunder, as in force in the respective States or the Union territories as the case may be.

- (c) Every distributor shall take steps to ensure that stocks of liquefied petroleum gas are available at the business premises, including the storage point, at all times.
- (d) No distributor shall sell liquefied petroleum as at a higher price, than that fixed by the Government Oil Company or the parallel marketeer.
- (e) No distributor shall without prior written permission of the concerned Government Oil Company, refuse to make home delivery at the address of the consumer, as registered with the distributor.

Provided that the State Government may fix additional charges for home delivery of LPG cylinders to the consumers, as it may deem necessary in view of the geographical terrain and/or the distance in the area of distribution.



(f) Every distributor shall display the working hours prominently at the place of business including the place of storage on a conspicuous place.

10. Maintenance of register, account books by a distributor:-

- (a) Every distributor shall maintain proper accounts of daily purchase, sale and storage of liquefied petroleum gas at the business premises indicating therein.
 - (i) the opening stock of the filled, empty and defective cylinder,
 - (ii) the number of filled, empty and defective cylinders received during the . day.
 - (iii) the closing stock of the filled, empty and defective cylinder.
 - (iv) Such other relevant particulars as the concerned Government Oil Company or the parallel marketer may by order in writing specify.
- (b) The distributor shall maintain a register giving the details of names and Addresses of the persons registered for obtaining liquefied petroleum gas connection.

11. Assessment and Certification Rating of parallel marketers:-

- (1), (a) No parallel marketer shall commence any activity such as importing, strong transporting, bottling marketing, distribution sale or any activity incidental thereto, relating to the business of liquefied petroleum gas without obtaining a rating certificate, for his capability, infrastructure network and readiness to carry out professed business and deliver goods and services promised, provision for adequate safely backup for transport ion accident relief during transportation, and attending to emergency complaints of consumers by an agency given in Schedule-IV, on the basis of its evaluation and rating.
- (b) The rating certificate shall be issued in the format as specified in Schedule-V, and as per the forwarding letter give in Schedule-VI.

(c) The rating certificate shall—

- (i) be valid for a period of two years in case of good and satisfactory' and one year in case of other ratings from the date of its issue, and
- (ii) require renewal by the rating agency.
- (2) Every parallel marketeer announcing details of his activity or inviting offers of any kind in the field of import, transport, marketing, bottling, distribution or sale of liquefied petroleum gas, either in a newspaper, handout, pamphlet, leaflet or by any other means of communication or advertising shall indicate the rating awarded to him inwords i.e. Good, satisfactory, Low-risk, whichever is applicable, and prominently publish the rating certificate as given by the selling agency.



- (3) There shall be paid in respect of every application to a rating agency.
- (i) for the rating certificate awarded to the parallel marketeer a fee at the rate of 0.05% of the project cost subject to a minimum of rupees fifty thousand and maximum of rupees ten lakhs, and
- (ii) for the renewal of the rating certificate by the parallel marketeer, a fee of one tenth of that required to be paid for such a certificate.
- (iii) The renewal of rating certificate by the parallel marketeer shall be as per the following periodicity, namely:
- (a) once in two years, for those having 'good' and 'satisfactory' rating certificate in in the previous year.
- (b) once in a year for those having rating certificate other than 'good' and 'satisfactory' in the previous year.
- (4) The agencies given in Schedule-IV for the purpose of evaluation shall on payment of fee by the parallel marketeer, evaluate the parallel marketeer whose case is either referred to it or who approaches it, on the basis of the parameters indicated and the information provided by such parallel marketeer in the format as specified in Schedule-VII or such other information as may be required by the rating agency.
- (5) Every parallel marketeer shall file a certified true copy of the certificate opf rating with the Ministry of Petroleum and Natural Gas, Oil Coordination Committee, Ministry of Good and Civil Supplies of the Central and the State Government and Collector of the District in which he imports, transports, bottles, markets, distributes or sells liquefied petroleum gas.
- (6) All letterheads or communications of a parallel marketeer shall have the following description of rating:-
- (i) Name of the rating agency.
- (ii) Rating awarded to him and
- (iii) Date of issue.
- (7) No parallel marketeer shall either give incomplete, incorrect, misleading, vague information in the newspaper, handout, pamphlet, leaflet or advertisement or submit such information to the rating agency.

Provided that a parallel marketeer carrying on the business of transportation marketing distribution or selling of liquefied petroleum gas as an agent of another parallel



marketeer, who has obtained a rating certificate, shall not be required to obtain a rating certificate.

Explanation: For the purpose of this clause, a parallel marketeer shall be regarded as an agent of another parallel marketeer if the former is appointed an agent for the above purpose by the latter through a legal instrument.

12 Maintenance of record and furnishing of information by parallel marketeer:-

- (a) Every parallel marketeer before commencing the import, transportation, bottling, marketing, distribution or sale of liquefied petroleum gas shall intimate to the Ministry of Petroleum and Natural Gas all or any of the above activities which he intends to undertake, specifying therein capability to do so, and any other relevant particulars
- **(b)** The parallel marketeer shall ensure that the quality checks are carried out and the liquefied petroleum gas meets the BIS specification number IS 4576, in all respects before the imported liquefied petroleum gas is discharged into the storage infrastructure at the port.
- (c) The parallel marketer shall ensure that the liquefied petroleum gas meets the BIS specification number IS 4576 before it is sold to any consumer.
- (d) The parallel marketeer of liquefied petroleum gas shall submit a monthly return before the 15th day of the following month giving details of liquefied petroleum gas produced and or imported port-wise, to the Ministry of Petroleum and Natural Gas.
- (e) The Parallel marketer shall furnish to the Ministry of Petroleum and Natural Gas, or to such authority as may be specified by the Central Government, such information as may be required.

13 Power of entry, search and seizure:-

- (1) Any officer of the Central or the State Government not below the rank of inspector duly authorized by a general or a special order, by the Central Government or the State Government, as the case may be or any officer of a Government Oil Company not below the rank of Sales Officer, authorized by the Central Government, may with a view to securing due compliance of this Order or any other order made there under.
- (a) Stop and search any vessel or vehicle used or capable of being used for the transport or storage of any petroleum product.
- (b) Enter and search any place.
- (c) seize stocks of liquefied petroleum gas along with container and/or equipments, such as cylinders, gas cylinder valves, pressure regulators and seals in respect of which he has reason to believe that a contravention of this Order has been or is being or is about to be made.
- (2) The sales officer of a Government Oil Company shall be authorized to secures compliance of this Order by the distributors appointed under the public distribution system and or by the consumer registered by them.



- 14 Overriding effect of the Order:- The provisions of this Order shall have overriding effect not withstanding anything contained in any Order made by a State Government or a Union Territory Administration.
- 15. Power to exempt: The Central Government may, if it considers necessary, for avoiding any hardship or in consideration of the public interest, by a notification in the Official Gazette exempt any person or class of persons from all or any of the provisions of this Order, either generally or for any specific purpose and subject to such conditions as may be specified in the notification.

16. Repeal and Saving:-

The Liquefied Petroleum Gas (Regulation of Supply and Distribution) Order, 1993 is hereby repealed.

Provided that such repeal shall not effect. the previous operation of the said Order or anything duly done or suffered therein or ny right, privilege, obligation or liability acquired, accrued or incurred under the said Order: or any penalty, forfeiture or punishment incurred in respect of any offence committed against the said Order or any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid.

And any such investigation legal proceeding or remedy may be instituted continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said Order had not been repealed.



Schedule-I (see Clauses 3(4))

Prohibited Activities (for Government Oil Companies)

- 1. Forced sale of Stove/Hotplates to the consumers.
- Recovery of unauthorized charges from applicant at the time of registration/release of new connection.
- 3. Supply of partially used cylinder/pilfering product from cylinder/cylinders with pilfered product to LPG consumer.
- 4. Unauthorized and/or out of turn release of new LPG connections.
- 5. Unauthorized diversion of domestic cylinder for non-domestic use of LPG.
- 6. Acceptance of fake documents including Termination Vouchers and Transfer Termination Vouchers.
- 7. Possession of spurious LPG equipment.
- 8. Induction of spurious LPG equipment and/or replacement by spurious equipment.
- 9. Manipulation of mandatory records.
- 10. Non-home delivery of LPG refill supplies to consumer and/or not giving rebate on non-home delivery to LPG consumer
- 11. Overcharging by distributor on LPG refill supplies installation charges, mechanic charges and/or any other charges authorized by the Government Oil Company.
- 12. Refusal to register requests for new connection and/or double bottle connection.



Prohibited Activities (for Parallel Marketeers)

- 1. Forced sale of Stove/Hotplates to the consumers.
- 2. Supply of partially used cylinder/pilfering product from cylinder/cylinder with pilfered product to LPG consumer.



Schedule-III (See Clauses 4(1)(e) & 5)

(Applicable to Parallel Marketing System)

A Parallel marketeer under the parallel marketing system shall deal with and use:-

- (a) Cylinder of any size, shape, design and weight other than those specified in Schedule 'II' conforming to Indian Standard Specifications.
- (b) Gas Cylinder valve conforming to IS specification 8737, Part-II of any size having an outlet collar diameter of 22.0 mm.
- (c) Pressure regulator conforming to IS specification 9798 of any size and having an inlet diameter other than of 22.0 mm.

NOTE:

- 1. The cylinder used by a parallel marketeer shall be provided with a valve protection ring different in shape from that in the cylinder used by a Government Oil Company.
- 2. The cylinder used by a parallel marketeer shall be clearly marked with Colour Band and logo of their respective company, firm or person marketing liquefied petroleum gas, as approved by the Chief Controller of Explosive.
- 3. Maximum permissible error on net quantities declared by weight or by volume shall be as below:-

Declared Quantity Maximum Permissible error in Excess in deficiency.

Gm or ml % gm or ml 1000-10000 1.5% 10000-15000 150 more than 15000 1.0%



Schedule-IV (See clause 11(1)(a) & (4)) Name and address of agencies for evaluation of a Parallel Marketeer.

Name Address.

- CRISIL Nirlon Hoose, 2nd Floor, (The Credit Rating Information 254 B, Annie Besant Road, Services of India Ltd) Worli Bombay-400025.
- 2. CARE RBC, Mahindra Towers, 5th (Credit Analysis and Research Ltd.) Floor , Road No. 13 Worli, Bombay-400018
- 3. MDRA Secular House, 9/1, Institutional (Marketing and Development Research Area, Opp. JNU, N.Delhi-67. Associates)
- ICRA Kailash Building, 4th Floor (Investment Information Credit 26, Kasturba Gandhi Marg, Relating Agency of India Ltd.) New Delhi-1.



Schedule-V (See Clause 11 (1)(b)) Rating Certificate for the Parallel Marketer.

Date of Issue:
Name of Firm/Company
Registered Office Address:
Name of Promoter/Chairman/Managing Director:
Activities:
Particular of Bankers:
Overall Rating
Rating Scale
Good
Satisfactory
Low Risk
High Risk

Signature and Seal of the Rating Agency.



Schedule-VI (See Clause 6(1)(b) Forwarding letter for the Certificate of rating

To whomsoever it may concern

This	is	to	certify	that	we	have	made	an	evalua		of
M/s_										e purp	
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Lique	fied P	etroleu	ım Gas (Re	egulatio	n of Us	se in Mo	tor Vehicle	es), Orde	er 2000).	
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5. To	tal inv	estmer	nt planned.								
6. To	tal inv	estmer	nt made up	to date	ē.						
7. Pro	omotei	r's equ	ity.								
8. Pro	oposed	l/likely	date of co	mmissi	oning.						

Name of the parallel marketeer to be indicated. (Signature and seal of the Rating Agency)



Schedule-VII (See Clause 11(4))

Performa of information to be submitted by the Parallel Marketeer for Evaluation/Rating by the Rating Agency.

PARAMETERS DETAILS

- 1. Market Standing of the Company:
- A. Constitution of the firm.
- B. Registered Office.
- C. Location & Addresses of Existing Business.
- D. Name of Promoters/Directors/Partners.
- E. Background and full antecedents of Promoters/directors/partners.
- F. Net worth of Promoters/Directors/Partners.
- G. Current Activity
- H. Details of existing operations of the Parallel Marketer And/or his group of companies.
- I. Audited A/cs for three years of the promoter firm and group Concerns with details of promoters constitution.
- J. Working Capital requirement for new Business pertaining to Parallel Marketing with resume of proposed scheme.
- K. Implementation record of typical projects already undertaken, In terms of cost, time, nature of projects and technology involved.
- L. Business plans and projected cash flows.
- M. Sourcing of funds for existing and proposed Business.
- N. Performance of Parallel Marketer in his other group companies For last three years with income tax clearance certificate.



2. Marketing Plans for Liquefied Petroleum Gas:

2.3 Infrastructure for Liquefied Petroleum Gas

Sourcing/Handling:

. Import Locations identified.

. Proposed size of import parcels.

Status of approvals (Ports/statutory/State Government/Chief Controller

Of Explosives/Environment/Milestone achieved with squared with

Squared network-local authorities)

Status of Progress.

Details of Technological tie ups, if any.

. Business proposals/Project Feasibility report, Financial Details and Financial risk analysis.

2.4 Commercial arrangements and/or consortium for Liquefied Petroleum Gas (if own facilities are not planned):

. Any tie up arrangement finalized with importer.

. The supporting agreements/documents for such tie up.

. The quantum of product to be imported with minimum guarantee.

Details of Storage & Handling of Product at the import

Location/tie-up agreement.

Fall back arrangement to meet the shortfall in case the tie up arrangement does not materialise.

3. Storage and Distribution arrangement for Liquefied Petroleum Gas

Planned:

- . Details of Storage facilities of Depots/Bottling plants with their capacities.
- . Status of progress on items mentioned above.

. Plant & Equipment/Technological details.

. Details of manpower and the arrangement to handle the product.

. Details of designs and standards to be followed for construction

And operation of these facilities.

Status of approvals for the facilities.

Detail of arrangements for procurement of Cylinders/Valves/Regulators.

Whether the bottling plants are as per safety standards-Oil Industry Safety Directorate 144/169.

(370)

4. Arrangement planned to reach the product to consumption Centres/Markets:

Details of distributor network planned/already appointed.

Details of the basis of distributors appointment.

. Details of showroom/sales room/office and godown planned/existing along with status of approvals.

. Details of Distribution arrangement between the distributors godown and the consumer.

5. Product Familiarity Training and Provision for Safety:

A. Operational knowledge of product (Liquefied Petroleum Gas)

And its handling.

. The capability and preparedness to meet the safety requirement in Liquefied Petroleum Gas, its transportation and accident relief during transportation.

. Plans for training the staff and the consumer on safe handling of equipment product.

Recruitment policy and standards for the staff.

. Familiarity with Gas Control Orders, Explosives Rules and other applicable local acts.



6. Marketing Discipline and Guidelines proposed to be adopted:

Code of conduct for distributors and delivery men.

. System to monitor and control adulteration and unauthorized diversion of products.

7. Organization in place/proposed for the parallel marketing of Liquefied Petroleum Gas:

Details of Organization Structure.

Level of managerial involvement of the promoter.

. Source of financing the Liquefied Petroleum Gas Parallel marketing including the infrastructure.

. Any other relevant details which the parallel marketer would like to provide.

8. Financial Commitment:-

Total estimated project cost.

. Planned (phase-wise) resource mobilization.

Resources arranged and investment made as on date.

. Proof of A,B and C above,

Extra Sheets may be used if required:

	Date:
Signature-	
M/s	
	(Parallel Marketer)
Address	