

RULES AND REGULATIONS GOVERNING THE LICENSING OF FRUIT SELLERS IN BHODHGAYA

State: Bihar

Details of licensing procedures are as follows:

The trades are regulated as per the sections 426(g), 402, 389, 407, 408, 409, 406 & 390 of Patna Municipal Corporation Act 1951. Only one license will be issued for one premise.

Generally to open a shop one has to file an application in a given Performa under Section 177. At present Fruit sellers does not needs any license for pursuing their trade. License is issued for moving stalls only

As per the bye laws framed under section 281 no person shall be permitted to use or occupy any part of Public Street for the sale of articles unless he has previously obtained from the chief executive officer a license in the form appended to the bye laws. The license shall be granted for such period not exceeding one year as may be determined by the chief executive officer and all such licenses shall expire not later than the last day of the year which it was granted. As per bye law every license granted shall be suspended or cancelled by the Chief Executive officer with the recorded reasons.

According to the provisions of section 402 of the Patna Municipal Corporation Act no person shall without a license from the Chief Executive Officer can sell and expose any animal or article in a municipal market without a license. Any person contravening the provisions may be summarily removed by the authorities. Section 416 says that no article for human consumption can be sold or exposed for sale in adulterated manner.

Procedures are same as that of dhaba's. But it does not have to follow the conditions for eating houses.

LICENSING PROCEDURE:

One has to apply to the Chief executive officer in the prescribed form and the licensing authority shall mention clearly in the license the number of rooms, shops or space for which the license is granted.

As per the act every licenses granted by the corporation shall be signed by the Chief Executive Officer and shall specify the date of the grant, the purpose and the period of grant , the restrictions and the conditions for grant the person to be which it is granted and the fees paid. Any licenses for any purpose mentioned in section 389 cannot be withheld unless the chief executive officer has the reason to believe that the intending business to be established would be offensive or dangerous to the persons residing in neighbour hood.

The licensee is also bound to produce it at all reasonable times for inspection. Any licenses granted can be suspended or revoked on the infringement of any conditions of the Act or Bye law.

ISSUE OF LICENSE

If all the documents are found in accordance with rules of the municipal corporation one can get the license within 10 -15 days of filing the application and affidavit.

DOCUMENTS REQUIRED:

No special documents are required for starting up the business of street food vendors. One can start up the business when and where one wants and no NOC is required from the food department.

License Fees:

As per the act the corporation have the power to levy the fees. The fees will be charged as per the rates fixed by the Standing committee. There are no licensing fees required for the street food vendors. License is issued for moving stalls only and fees for licensing is Rs.30 only per year.

License Renewal:

The license is renewed before March 31 of every year .The fees is Rs30/-. There is no separate procedure for renewing the license .A person desirous of renewing the license has to submit Rs.30 along with an application form stating that the license has to be renewed.

Penalty:

On verification by the municipal officers, if the street food vendors are found selling stale food or unhygienic food that may cause ill health, they may be fined. The fine depends on the officials. The fine depends on the discretion of the officials. The fees can between Rs.20 and Rs.200. It all depends on the choice of officials.