

RULES AND REGULATIONS GOVERNING THE LICENSING OF MEAT SHOPS IN BHODHGAYA

State: Bihar

Details of licensing procedures are as follows:

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.

Section 400 deals with the establishment of municipal markets, slaughter houses and stockyards .As per the section 400 slaughter houses will be in the control of the chief Executive Officer and he can charge the fees as per he decision of the Standing committee and can impose the terms and conditions to be followed by the licensee. The act also says that the Chief executive Officer with the sanction of the corporation and the State Government may at any time close the municipal market or slaughter house and the premises occupied for that. Act clearly says that any animal or meat intended for human food can be sold only in a licensed market or a licensed shop. This does not include the sale of met or fish sold in hotel or eating house. If the municipal corporation is not satisfied with the ways the slaughter is carried out (i.e., the conditions of hygiene and sanitation) or if the meat is exposed openly (which has to be covered or kept under glass cover) the corporation can withdraw the license of the seller or stop him from selling meat or running a slaughter house.

Section 402 deals with the prohibition of sale in a municipal market without license. No person can sale without license issued by the chief executive officer. Any person contravening the provision of subsection (i) may be removed by the chief executive officer or any municipal officer.

The district magistrate has the power to close unlicensed markets and can levy penalty of Rs.25 based upon the conviction obtained from the application of Chief Executive officer. The corporation will also fix the places for slaughter and sale of animals and no body can slaughter or sell any animal in any other place and the violation will add to penalty of a fine which does not exceed Rs.200/-

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LICENSING PROCEDURE:

There is no separate department issuing the license. The license issuing officer issues the license. Any person desirous of opening a meat shop/slaughter house has to give an application under section (177) and an affidavit stating that he/she wants to open a meat shop/slaughter with the permission of the municipal corporation.

If the person needs loan to start this trade, the amount needs to be mentioned in the affidavit. 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.

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 REQUIERED:

1. Filled application form under section (177)
2. Affidavit certifying the details of the business and the amount of loan needed to start the business .Also he needs to produce a document from the bankers and the money lenders. If no loan is required then the person just needs to mention in the affidavit that he/she wants to start up the trade with the permission of the municipal corporation
3. Affidavit mentioning the holding number of the house and the statement for commencing the business

VERIFICATION:

1. The documents are verified in the municipal corporation.
2. The officer will visit to the site and they will verify the various mandatory criteria such as:

- a) Water facility
- b) Type of construction (should be pucca house)
- c) Glass and net
- d) Shutter
- e) Hygiene and drainage (wastes should be destroyed).

LICENCE 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. Fees for meat shops will be as follows

(i) Poultry and fowl -Rs.250

(ii) Meat - Rs.500

(iii) Fish - Rs.350

FEES REMITTANCE:

A voucher under rule-97(form no. xxix) is issued after payment of the above mentioned fees.

ISSUE OF LICENSE:

After submitting the above said documents, the mentioned fees and verification, the license is issued.

LICENCE DURATION AND ITS RENEWAL:

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

The license can be renewed by paying Rs 300 for poultry and fowl, fish and Rs.500 for meat to the concerned officer before March 31 of every year. The person desirous of renewing the license can file an application under sec(177) with fees stated above to the concerned license issuing officer . There is no separate department issuing the license.

PENALTY:

A fine up to Rs.5000 can be charged if the meat shop / slaughter house is not found up to the mark of the mandatory criteria (hygiene, water facility etc.) on inspection. If the municipal corporation is not satisfied with the ways the slaughter is carried out (the conditions of hygiene and sanitation) or if the meat is exposed openly (which has to be covered or kept under glass cover) the corporation can withdraw the license of the seller or stop him from selling meat or running a slaughter house.