

MS HSD

Government of West Bengal
Department of Food & Supplies
Directorate of Consumer Goods
11A Mirza Galib Street Kolkata -700087

Memo No: CG/HSD & MS /KOL/Amend/01/14/36(59)

Dated: 01/09/2015

From: The Director of Consumer Goods &
Secretary of the Department of Food & Supplies,
Government of West Bengal.

- To: 01. P.S. to the Hon'ble Minister-In-Charge, Food & Supplies Department, Govt. of West Bengal.
02. PA to the Commissioner, Food & Principal Secretary, Food & Supplies Department, Govt. of West Bengal.
03. The Secretary, Food & Supplies Department.
04. The Joint Secretary, Food & Supplies Department.
05. The Joint Secretary, IT, Food & Supplies Department - for uploading in the official website of the Department.
06-17. All The Directors of F & S Department and The M.D., W.B.E.C.S.C Ltd.
18-36. The District Magistrate, (all districts)
-
- 37-55. The District Controllers of Food & Supplies Department (all).
-
- 56-57. All the Deputy Directors of the Consumer Goods, Food & Supplies Department.
58. The General Secretary, West Bengal Petroleum Dealers' Association, 1/1A, Vansittart Row, 2nd Floor, Kolkata - 700001.
59. Office Notice Board.

Sub: Amendments of the West Bengal Motor Spirit and High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, published vide No. 2623-FS/Sectt./Sup/4M-16/2014 dated 13.08.2015.

Sir,

Enclosed kindly find a copy of the order as mentioned above for your kind information and necessary action.

Encl: as stated.

Yours faithfully,



Director of Consumer Goods
&

Secretary of the Dept. of Food & Supplies
Government of West Bengal

26.11.15
10/09/15

The

Kolkata **Gazette**
सत्यमेव जयते

Extraordinary
Published by Authority

SRAVANA 22]

THURSDAY, AUGUST 13, 2015

[SAKA 1937

PART I—Orders and Notifications by the Governor of West Bengal, the High Court, Government Treasury, etc.

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF FOOD & SUPPLIES
11-A, MIRZA GHALIB STREET, KOLKATA-700 087

NOTIFICATION

No. 2623-FS/Seect./Sup/4M-16/2014, the 13th August, 2015— Whereas the Governor is of opinion that it is necessary and expedient so to do for the maintenance of supplies and for securing equitable distribution and easy availability at fair prices of 'Motor Spirit' and 'High Speed Diesel' in all parts of West Bengal;

Now, therefore, in exercise of the powers conferred by sub-section of section 3 of the Essential Commodities Act 1955 (Act 10 of 1955), read with the Government of India, Ministry of Industries and Civil Supplies (Department of Civil Supplies and Cooperation) Order No. S.O. 681 (E), dated the 30th November, 1974, the Governor has been pleased hereby to make the following amendments in the West Bengal Motor Spirit and High Speed Diesel (Licensing and Regulation of Supply) Order, 2000 published with this Department Notification No.1507-FS, dated 12th April, 2000. (hereinafter referred to as the said order):

AMENDMENTS

Paragraph 2 is omitted and replaced by new Paragraph 2 with following amendments:

2. Definitions: In this Order, unless there is anything repugnant in the subject or context —
 - a) 'Act' means the Essential Commodities Act, 1955 (10 of 1955),
 - b) 'Appellate Authority' means the District Magistrate in the districts against an order not passed by the District Magistrate. However, 'Appellate Authority' means the Commissioner of Food, West Bengal against an order of the Director of Consumer Goods or the District Magistrate;
 - c) 'Authority' means any officer not below the rank of Sub-Inspector (F&S) working in the Department of Food and Supplies, Government of West Bengal;
 - d) 'Books of Accounts' means the Stock Register, Daily Sales Register, Cash Book, Cash memo Register, and other relevant documents as may be specified by the Licensing Authority from time to time and those specified by the Oil Marketing Companies;

- e) 'Consumer' means a person who purchases High Speed Diesel or Motor Spirit either directly from a dealer or High Speed Diesel from a Registered Seller and utilises it for his own consumption and shall include his representatives, employees or agents;
- f) 'Dealer' means a person appointed by an Oil Marketing Company to purchase, receive, store and sell Motor Spirit/High Speed Diesel or both whether or not in conjunction with any other business and shall include his representative, employees or agents;
- g) 'District Magistrate' means the District Magistrate of a district and includes an Additional District Magistrate, Sub-Divisional Officer and any Officer not below the rank of Sub-Divisional Controller of Food and Supplies in the Department of Food & Supplies, authorised by the District Magistrate to perform all or any of the functions of the District Magistrate under this Order;
- h) 'Director' means the Director of Consumer Goods, Department of Food and Supplies, Government of West Bengal, and includes any Officer not below the rank of Assistant Director, Consumer Goods, Department of Food & Supplies, Government of West Bengal, authorised by the Director in this behalf to perform all or any of the functions of the Director under this Order;
- i) 'Form' means a form appended to this Order;
- j) 'High Speed Diesel' or 'H.S.D.' in abbreviated form means any Hydro-carbon Oil (excluding mineral colza Oil and turpentine substitute) which conforms to Bureau of India Standard Specification No. IS-1460 which is ordinarily used for providing reasonable efficient motive power for any form of motor vehicle or for internal combustion engines;
- k) 'Kolkata' means the town of Kolkata and the adjoining areas within the jurisdiction of Kolkata Municipal Corporation and includes Bidhan Nagar and Lake Town P.S. of the district North 24-Parganas, as amended from time to time;
- l) 'Licensee' means a person holding a valid license or a Registration Certificate granted under this order and LICENCE means a valid licence for Dealer and valid Registration Certificate for a Registered Seller, under this Order;
- m) 'Licensing Authority' means the Director of Consumer Goods in the Department of Food & Supplies of the Government of West Bengal in Kolkata, Bidhan Nagar and Lake Town areas, as amended from time to time and the SDO in the Sub Divisions within the districts having jurisdiction;
- n) 'Motor Sprit' or 'M. S.' in abbreviated form means any Hydro-carbon Oil (excluding mineral oil) which conforms to Bureau of India Standard specification No IS- 2796 which is ordinarily used for providing reasonable motive power for any form of motor vehicle or for internal combustion engines (but does not include Kerosene);
- o) 'Notification' means notification published in the Official Gazette;
- p) 'Oil Marketing Company' means any of the Companies specified below :-
(1) Indian Oil Corporation Ltd.
(2) Hindustan Petroleum Corporation Ltd.
(3) Bharat Petroleum Corporation Ltd ;
- q) 'Registered Seller' means a person holding a valid Registration Certificate issued by the Sub Divisional Officer (SDO) within respective jurisdiction, having authority for purchase and receipt of High Speed Diesel from Dealers and sale of the same to consumers at a price and in quantities to be fixed by the District Magistrate concerned subject to guideline issued by the State Government provided that the Licensing Authority may put restriction on the quantity to be stored at any point of time for reasons to be specifically mentioned in the order of imposition of restriction;
- r) 'Registration Certificate' means a certificate issued by the SDO within respective jurisdiction to a person allowing him/her purchase of High Speed Diesel from Dealers for sale to small consumers in remote rural areas where there is no dealer in the vicinity;

- s) 'Sale Price' means the fair price fixed by the Oil Marketing Company and the District Magistrate for the dealers and Registered Sellers respectively, from time to time;
- t) 'State Government' means the Government of West Bengal in the Department of Food and Supplies;
- u) 'Storage' means the underground tank built as per specification prescribed by the Oil Marketing Companies and guarded with facility of explosive license where Motor Spirit or High Speed Diesel is stored.

Para 3(1) stands amended as following:

Existing Para 3(1) is: Every dealer or a Registered Seller within 24 hours of the commencement of this Order, display a Stock-cum-Price Board at a prominent place of his business premises showing the Opening Balance of H.S.D. and M. S. of the day and the Sale Price per litre.

Amended Para 3(1) will be: Every dealer or a Registered Seller shall on commencement of this Order display an electronic Stock-cum-Price Board at a prominent place of his/her business premises showing the Opening Balance of H. S D. and M. S. of the day and the Sale Price per litre.

Para 3(11)(d) is inserted between previous Para 3(11)(c) and (d) and previous 3(11)(d) has been numbered as 3(11)(e). New 3(11)(d) is "manner and language in which the accounts shall be written".

Para 4(1), 4(3), 4(4) and 4(6) stand amended as following:

Existing Para 4(1) is: An application for a licence under sub-paragraph (8) of Paragraph 3 to act as (1) a dealer of High Speed Diesel or Motor Spirit or both and (i) a Registered Seller of High Speed Diesel, shall be made to the Licensing Authority, in Form A 1 and A2 respectively and the Licensing Authority, after making such enquiry as he deems necessary, shall grant the licence in (i) Form B1 for dealers of either Motor Spirit or H.S.D. on payment of a fee of Rs. 3,000 only and Rs. 5,000 for dealers of both Motor Spirit and H.S.D. by T.R. Challan., (ii) Form B2 for Registered Seller on payment of a fee of Rs. 50 only in N.J. Stamp, along with attested copy of Photograph of the Applicant.

Amended Para 4(1) will be: An application for a licence under sub-paragraph (8) of Paragraph 3 to act as (1) a dealer of High Speed Diesel or Motor Spirit or both and (i) a Registered Seller of High Speed Diesel, shall be made to the Licensing Authority, in Form A 1 and Form A 2 respectively and the Licensing Authority, after making such enquiry as he deems necessary, shall grant the licence in (i) Form B1 for dealers of either Motor Spirit or H.S.D. on payment of a fee of Rs 5,000 only and Rs. 8,000 for dealers of both M. S. and H.S.D. by T.R. Challan, (ii) Form B2 for Registered Seller on payment of a fee of Rs. 150 only in T.R.Challan, along with attested copy/s of Photograph of the Applicant/s.

Existing Para 4(3) is: Every Licence granted under sub-paragraph (1) shall be valid up to 31st December next following the date of issue and may at the direction of the Licensing Authority be renewed for successive period of one year on an application made in that behalf to the Licensing Authority before the expiry of the date of validity of the licence on payment of fee similar to that period for the Original Licence Rs. 3,000 for dealers of either Motor Spirit or H.S.D. only and Rs. 5,000 for dealers of both Motor Spirit and H.S.D. by T.R. Challan.

Amended Para 4(3) will be: Every Licence granted under sub-paragraph (1) shall be valid up to 31st December next following the date of issue and may at the direction of the Licensing Authority be renewed for successive period of one year on an application made in that behalf to the Licensing Authority before the expiry of the date of validity of the licence on payment of fee of Rs 5,000 for dealers of either Motor Spirit or H.S.D. only, Rs. 8,000 for dealers of both Motor Spirit and H.S.D. and Rs. 150/- for Registered Sellers by T.R. Challan.

Existing Para 4(4) is: The Licensing Authority to whom an application for renewal has been made under sub-paragraph (3) shall grant a receipt in Form-B appended to this Order and this receipt Shall be the authority for the applicant to continue his business till such date as mentioned in the said receipt or till the application for renewal in disposed, whichever is earlier.

Amended Para 4(4) will be: Application for renewal of license will be submitted through online system only in keeping with the administrative orders notified by the Department from time to time and to be uploaded to "www.pds.gov.in".

Existing Para 4(6) is: An application for renewal not made to the Licensing Authority before expiry of the period of validity of licence along with fees shall stand lapsed from the 1st of January of the following year and the Licensing Authority, may, at his discretion after making such enquiry, issue a fresh licence on payment of licence fee of (i) Rs. 3,000 only per year plus Rs. 200 only in T.R Challan for each year of default as penalty in the case of B1 for either Motor Spirit or H.S.D. Rs. 5,000 only per year plus Rs. 200 only per year in T.R. Challan for each year of default as penalty in the case of B1 for both Motor Spirit or H.S.D. and (ii) Rs. 50 only per year plus Rs. 50 only in T.R. Challan for each year of default as penalty for B2 licence.

Amended Para 4(6) will be: An application for renewal not made to the Licensing Authority before expiry of the period of validity of license along with fees shall stand lapsed from the 1st day of January of the following year and the Licensing Authority, may, at his/her discretion after making such enquiry, issue a fresh license on payment of license fee of (i) Rs. 5000 only plus Rs. 5500 only as late fee in the case of either Motor Spirit or H.S.D, (ii) Rs. 8,000 only plus Rs. 8500/- only as late fee to be paid in the case of Motor Spirit and H.S.D. and (iii) Rs 150 only plus Rs. 500 only as late fee in the case of Registered Sellers in T.R. Challan, provided the application for issue of fresh license is submitted within 31st January in the next year.

Existing Para 4(5) will be substituted by new Paras 4(5), which is as follows: Renewal Application has to be uploaded by 30th November each year, failing which a fine of Rs. 100/- (one hundred) only for each day of delay to be paid upto 31st December of that year.

New Para 4(7) will be inserted, which is as follows: Fees will be deposited to the Head of Account "1456-00-800-001-Civil Supplies-27-Other receipts", Account Code being "1456-00-800-001-27".

Paras 6(1), 6(2) and 6(3) stand amended as following:

Existing Para 6(1) is: No licensee shall contravene any of the conditions of license and any contravention of any such conditions shall be deemed to be a contravention of this Order.

Amended Para 6(1) will be: No licensee shall contravene any of the conditions of license and provisions of this Order and any contravention of any such conditions shall be deemed to be a contravention of this Order.

Existing Para 6(2) is: If a licensee or any person acting on his behalf contravenes any of the provisions of this Order, or if the licensee contravenes any other law in force for the time being relating to H. S. D. or Motor Spirit, then notwithstanding anything contained in paragraph 4 and without prejudice to any other action that may lawfully be taken against him, the licensing Authority may by order suspend the license and after giving the licensee an opportunity of stating his case in writing and being heard may cancel his license.

Amended Para 6(2) will be: If a licensee or any person acting on his/her behalf contravenes any of the provisions of this Order, or if the licensee contravenes any other law for the time being in force relating to H. S. D. or Motor Spirit, then notwithstanding anything contained in paragraph 4 and without prejudice to any other action that may lawfully be taken against him, the Licensing Authority may by order suspend the licence and after giving the licensee an opportunity of stating his case in writing and being heard may cancel his licence or may impose a fine of not less than Rs.10000/-, which will be deposited in the Head of Account mentioned at Para 4(7). Such proceeding will be completed within a period of 60 days from the date of issue of show-cause.

Existing Para 6(3) is: Notwithstanding anything contained in sub-paragraph (2), where a licensee has been convicted by a Court of Law in respect of contravention of any law relating to H. S. D. or Motor Spirit, the Licensing Authority may forthwith or as soon as possible thereafter, by order cancel his license provided that where such conviction has been set aside on appeal or revision the Licensing Authority may reissue the license to them on an application being made to it.

Amended Para 6(3) will be: Notwithstanding anything contained in sub-paragraph (2), where a licensee has been convicted by a Court of Law in respect of contravention of any law relating to H. S. D. or Motor Spirit or any other licenses issued by the Department of Food and Supplies, the Licensing Authority may forthwith or as soon as possible thereafter on the basis of information submitted to him/her by the Police authority or any other authority, by order cancel his licence provided that where such conviction has been set aside on appeal or revision the Licensing Authority may reissue the licence on an application being made to the Licensing Authority.

Existing Paras 7(1), 7(2) and 7(3) stand deleted and new Paras 7(1),(2), (3), (4) and (5) are inserted.

New Para 7(1) will be: Appeal within Kolkata, Bidhan Nagar and Lake Town areas: Any person, aggrieved by an order of the Director of Consumer Goods passed under Paragraph (6) within the area KMC, Bidhan Nagar and Lake Town areas, may within 30 days of such order prefer an appeal to the Commissioner of Food, West Bengal.

New Para 7(2) will be: Appeal in districts: Any person, aggrieved by an order passed under Paragraph (6) in the districts, may within 30 days of such order prefer an appeal to the 'District Magistrate' of the concerned Districts, if the order is not passed by the District Magistrate.

New Para 7(3) will be: Appeal against an order passed by the District Magistrate will lie before the Commissioner of Food.

New Para 7(4) will be: On receipt of an appeal, the 'Appellate Authority' shall, after giving the appellant a reasonable opportunity of being heard, dispose of the appeal within a period of 30 days from the date of acceptance of appeal.

New Para 7(5) will be: The 'Appellate Authority' before whom the appeal is pending may direct that the order of the Licensing Authority appealed against shall not take effect during pendency of the appeal.

Para 8 stands deleted and new Para 8 is inserted.

New Para 8 will be: Power to enter and inspect premises and to require information, accounts, etc. :

Any officer in the Department of Food and Supplies of the Government of West Bengal, not below the rank of a Sub-Inspector, or any Police Officer, not below the rank of a Sub-Inspector duly empowered by the concerned Licensing Authority and accompanied by an officer not below the rank of Sub Inspector of Food and Supplies Department, or a Vigilance Squad, formed by the State Government, may, with a view to securing compliance with the provisions of this Order,—

- (a) inspect or cause to be inspected any book or documents or accounts as well as any stock of H.S.D or Motor Spirit belonging to or under the control of any person;
- (b) require any person to give any information in his/her possession with respect to any business or undertaking for purchase, sale, or storage of H.S.D. or Motor Spirit;
- (c) stop sale and search forthwith with such aid and assistance as may be necessary, any person or vehicle or vessel used or suspected of being used for delivery of H.S.D. or M.S. from a godown or from premises or places, where he has reason to believe H.S.D. or Motor Spirit is stored;
- (d) enter and search, with such aid or assistance as may be necessary, any such godown or premises, or places;
- (e) test or cause to be tested the correctness of any weight or measure used or believed to be used in any transaction relating to the sale of H.S.D. or Motor Spirit or both; and
- (f) seize and remove, with such aid or assistance as may be necessary, the entire quantity or any stock of H.S.D. or Motor spirit or both along with the containers or receptacles in which such stock is found and the vehicles, vessel or any other conveyances used in carrying such and if he has reason to suspect that any provision of this Order has been/ is being/ is about to be contravened in respect of such stock or any part thereof or in respect of any other stock of H.S.D or M.S. or both, which immediately, before the contravention, was stored or possessed along with such stock, and thereafter take or authorise taking of all measures necessary for securing the production of the aforesaid stock containers, receptacles, vehicles, vessels or other conveyances so seized before the Collector of the District or the Presidency Town under the provisions of Sections 6A of the Essential Commodities Act, 1955, (10 of 1955) and for their safe custody pending such production :

Provided that in exercising the powers, under this paragraph, due regard shall be paid to the social and religious customs of the inmates or the occupants of the premises or place.

New Para 8(1) is inserted, which is as following: Lodging of FIR: If a crowd is assembled in front of business place or godown where inspection is in progress, the M.S. & H.S.D./M.S. or H.S.D. Dealer shall lodge an FIR with local Police Station, stating his/her apprehension of breach of peace.

New Para 12 is inserted, which is as following:

Duties and responsibilities of the Dealer/Registered Seller:

- (1) The licensing authority will cause inspection at the office of the MS/HSD Dealer/Registered Seller at any time as a normal supervision measure or on the basis of public complaint, during which the Stock Register, Daily Sales Register, Cash memo Register, and other relevant documents as may be specified by the Licensing Authority will be inspected, provided that the State Government shall have authority through officials not below the rank of Sub Inspector or Vigilance Squad to conduct inspection or call for any documents maintained by the Dealer/Registered Seller. A Dealer/Registered Seller will always keep these documents updated.
- (2) Every Dealer/Registered Seller shall maintain up-to-date calibration certificate for all instruments of weights and measures and use only duly calibrated instruments for weights and measures.
- (3) Every Dealer/Registered Seller shall extend all sorts of co-operation to the authorized officials of the licensing authority or the State Government.
- (4) Every Dealer/Registered Seller shall abide by the instruction as may be issued from time to time by an authority not below the rank of Sub-Inspector under Food and Supplies Department.
- (5) Every Dealer shall ensure proper technical maintenance of the dispensing pumps so as to correctly display the volume of M.S. or H.S.D. being supplied to the consumers.
- (6) In case of any change or contemplated change in the constitution of the licensed firm or company or organisation, the licensee shall intimate it to the Licensing Authority forthwith and such reconstitution will not be valid without the concurrence of the Licensing Authority.
- (7) If the licensee intends to change his place of business or storage, he/she shall intimate the changed address to the Licensing Authority and shall not use the changed place for carrying out business until it has been endorsed on the license.
- (8) The licensee shall issue to every consumer a true cash memorandum or credit note, as the case may be, giving his name, address, license no. and address, the date of the transaction, the quantity sold, the rate at which sold, the number and date of the written authority/permit, if any, under which sold and the salesman's signature and shall keep duplicate copies of all such cash memorandums and credit notes, arranged serially and chronologically to be available for inspection, on demand by the Licensing Authority or any officer authorised by it in writing in this behalf and shall preserve such duplicate copies for one year from the date of issue.

Existing Form A, Form B under existing Para 4(4), Form for receipt of application for renewal of license and Form B under existing Paragraph 4(1) are deleted. New Form A 1, Form A 2, Form B 1, Form B 2, Form C 1 and Form C 2 have been inserted, which are as following:

Form A 1

Application for M.S./H.S.D. or M.S. and H.S.D. Dealer's license

Address of the Licensing Authority

Paste Photo of the licensee/s

To

The, (Concerned Licensing Authority)

Sir,

I hereby apply for License to act as a dealer under the West Bengal Motor Spirit and High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, as amended from time to time and furnish the following particulars in connection there with:—

Sl. No.	Required data	Particulars
1	Name of the firm, if any	
2	Applicant's name (in case of proprietorship business)	
3	Applicant's Father's/ Husband's Name (in that case)	
4	Applicant's Residential Address with P.S.	
5	Applicant's Permanent Address with P.S.	
6	Telephone No, Mobile No. and email account:	
7	Location of Retail Outlet of MS & H.S.D. or Motor Spirit with particulars as to village, Municipality, police-station, district, Pin Code:	
8	Nature of possession, i.e. rental or ownership (enclose copies of acceptable documents like "LFR/Property Tax/Rent Receipt").	
9	Names of partners, if it is a partnership business:	
10	Address of each of the partners:	
11	Telephone No., Mobile No. and email account:	
12	No. and date of the Partnership Deed (Copy to be enclosed) approved by the concerned OMC:	
13	Name of the Oil Marketing Company with whom there is an agreement for Supply (copy to be submitted)	
14	Area allowed by the OMC to serve:	
15	Area propose to be served:	
16	Particulars of Fire Service License:	
17	Particulars of Explosive License:	
18	Particulars of Current trade License:	
19	IT, ST, PT Clearance Certificate for the current year:	
20	Whether the applicant was previously convicted by any criminal court under WB EC Act, 1955. If so, particular to be enclosed	

Sl. No.	Required data	Particulars
21	Whether the applicant filed during last one year any case against the State Govt. If yes, give details:	
22	Details of Fee: (a) Amount— (b) T.R. challan No. with date (c) Name of the Treasury / Bank—	

Declaration

I/we certify that the statements above are true to the best of my/our knowledge and that for any suppression of fact(s) detected later on, the license granted to me / us is liable to be cancelled.

I/We also declare that I/We am/are the Proprietor /Manager / Partner/ Director/ Secretary/ Lessee of the Firm or Organization on behalf of which the application is made.

Date : ____ / ____ / ____

Place :

(Signature or L.T.I. of the Applicant(s))

Form A 2

Application for HSD Registered Seller's license

Address of the Licensing Authority

Photo of the licensee

To

The, (Concerned Licensing Authority)

Sir,

I hereby apply for License to act as a registered seller of HSD under the West Bengal Motor Spirit and High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, as amended from time to time and furnish the following particulars in connection there with :—

1	Applicant's Name:
2	Name of the firm, if any:
3	Applicant's Father's/ Husband's Name (in the case of an individual):
4	Applicant's Residential Address:
5	Applicant's Permanent Address:
6	Telephone No., Mobile No. and email account:
7	Location of applicant's Retail Outlet/ godown of H.S.D with particulars as to village, police-station, district, Pin code:
8	Nature of possession, i.e. rental or ownership (enclose copies of acceptable documents like "LFR/Property Tax/Rent Receipt").
9	Particulars of Current trade license:
10	IT, ST, PT Clearance Certificate for the current year:
11	Whether the applicant was previously convicted by any criminal court Under WB EC Act, 1955. If so, particular to be enclosed
12	Whether the applicant filed during last one year any case against the State Govt. If yes, give details:
13	Area proposed to be served:
14	Details of Fee: (a) Amount— (b) T.R. challan No. with date— (c) Name of the Treasury / Bank—

Declaration

I/we certify that the statements above are true to the best of my/our knowledge and that for any suppression of fact(s) detected later on, the license granted to me / us is liable to be cancelled.

I/We also declare that I/We am/are the Proprietor /Manager / Partner/ Director/ Secretary/ Lessee of the Firm or Organization on behalf of which the application is made.

Date : ____ / ____ / ____

Place :

(Signature or L.T.I. of the Applicant(s))

Form B 1

License of Dealer of M.S./H.S.D./M.S. & H.S.D.

Address of the Licensing Authority

Photo/s of the Dealer/s

1. Subject to the Provisions of the West Bengal Motor Spirit and High Speed Diesel (Licensing & Regulation of Supply) Order, 2000, as amended from time to time Shri / Smt. (1) _____
 Son /Wife / Daughter of _____ (2) _____
 Son/Wife/Daughter of _____ (3) _____
 Son/Wife/Daughter of _____ and (4) _____
 Son/Wife/Daughter of _____, Proprietor/ Partner/ Manager/ Director/
 Secretary/ Lessee of M/s _____ having place of business
 at _____ of village / Municipality Town _____
 Police Station _____, District _____
 PIN Code _____ is/are hereby authorised to carry on business as a Dealer in High Speed
 Diesel / Motor Spirit/ High Speed Diesel & Motor Spirit.
2. The licensee shall carry on business only at the following place:—
 Place of business : _____
3. Area to be served : _____
4. The licensee shall :
 - (i) not enter into any transaction involving purchase, sale or storage-for sale of H.S.D or M.S in a speculative manner prejudicial to the maintenance and easy availability of supplies thereof, in the market;
 - (ii) not withhold from sale/supplies of H.S.D or M.S. ordinarily kept from sale;
 - (iii) give all facilities at all reasonable times to the Licensing Authority or any Officer authorised by it or the State Government or Vigilance Squad formed by the State Government for the inspection of his stocks and books of accounts at any shop or other place of storage of H.S.D. and for taking of samples thereof, for examination.
5. The licensee shall comply with the provisions of the West Bengal Motor Spirit & High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, as amended from time to time, as well as with the directions issued by the State Government, from time to time. In no circumstances, ignorance of the West Bengal Motor Spirit & High Speed Diesel (Licensing and Regulation of Supply) Order, 2000 shall be valid ground for escaping penal measure/measures.
6. If the licensee intends to change his/her place of business, he/she shall intimate the changed address to the Licensing Authority and shall not use the changed place for carrying out business until it has been endorsed on the licence;
7. The licensee shall issue to every consumer a true cash memorandum giving its name, address, licence no., the date of transaction, the quantity sold, the rate at which sold, the number and date of the written authority/ permit, if any, under which sold and the salesman's signature and shall keep duplicate copies of all such cash memorandum, arranged serially and chronologically to be available for inspection, on demand by the licensing authority or any officer authorised by it in writing in this behalf and shall preserve such duplicate copies for one year from the date of issue;
8. The licensee shall submit to the Licensing Authority monthly statement showing the opening stock on the first day of the month, Supplies received during the month, Total quantity sold during the month, closing balance at the end of the month;

-
9. The licensee shall exhibit prominently in front of his outlet a board stating—
- (a) The Opening stock of the day,
 - (b) The quantity received during the day,
 - (c) The quantity sold, delivered or otherwise disposed of during the day,
 - (d) The closing stock of the day, and
 - (e) Such other particulars as the State Government/Licensing Authority may, from time to time by order in writing, specify.

The License shall be valid up to

Office Seal of the Licensing Authority
Signature and Designation of the Licensing Authority

Form B 2

License for the Registered Seller of HSD

Address of the Licensing Authority

Photo/s of the licensee/s

- (1) Subject to the Provisions of the West Bengal Motor Spirit and High Speed Diesel (Licensing & Regulation of Supply) Order, 2000, as amended from time to time, Shri / Smt. (1) _____
 Son / Wife / Daughter of _____ (2) _____
 Son/Wife/Daughter of _____ (3) _____
 Son/Wife/Daughter of _____ and (4) _____
 Son/Wife/Daughter of _____, Proprietor/ Partner/ Manager/
 Director/ Secretary/ Lessee of M/S (Name of the firm) _____ having
 place of business at _____ of village / Police Station _____
 District _____, PIN Code _____ is/are hereby authorised
 to carry on business as a Dealer in High Speed Diesel:
- (2) The licensee shall carry on business only at the following place/s:—
 Place/s of business : _____
- (3) The licensee shall not —
 (i) enter into any transaction involving purchase, sale or storage for sale of H.S.D in a speculative manner prejudicial to the maintenance and easy availability of supplies thereof, in the market;
 (ii) withhold from sale/supplies of H.S.D ordinarily kept from sale.
- (4) The licensee shall give all facilities at all reasonable times to the Licensing Authority or any Officer authorised by it or the State Government or Vigilance Squad formed by the State Government for the inspection of his stocks and books of accounts at any shop or other place of storage of H.S.D. and for taking of samples thereof, for examination;
- (5) The licensee shall comply with the provisions of the West Bengal Motor Spirit & High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, as amended from time to time, as well as with the directions issued by the State Government from time to time. In no circumstances, ignorance of the West Bengal Motor Spirit & High Speed Diesel (Licensing and Regulation of Supply) Order, 2000 shall be valid ground for escaping penal measure/measures.
- (6) If the licensee intends to change his place of business or storage, he shall intimate the changed address to the Licensing Authority and shall not use the changed place for carrying out business until it has been endorsed on the licence;
- (7) The licensee shall issue to every consumer a true cash memorandum giving its name, address, licence no., the date of transaction, the quantity sold, the rate at which sold, the number and date of the written authority/ permit, if any, under which sold and the salesman's signature and shall keep duplicate copies of all such cash memorandum, arranged serially and chronologically to be available for inspection, on demand by the licensing authority or any officer authorised by it in writing in this behalf and shall preserve such duplicate copies for one year from the date of issue;
- (8) The licensee shall submit to the Licensing Authority monthly statement showing the opening stock on the first day of the month, supplies received during the month, total quantity sold during the month, closing balance at the end of the month.

The License shall be valid up to

Office Seal of the Licensing Authority
Signature and Designation of the Licensing Authority

Form C 1

Application for renewal of license of M.S./H.S.D. or M.S. and H.S.D. Dealer

Address of the Licensing Authority

Photo/s of the licensee/s

To

The, (Concerned Licensing Authority)

Sir,

I hereby apply for renewal of License to act as a Dealer of MS/HSD/MS & HSD under the West Bengal Motor Spirit and High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, as amended from time to time and furnish the following particulars in connection there with :—

1	Name of the firm, if any:
2	Name of the Applicant (in case of proprietorship business):
3	Applicant's Father's / Husband's Name (in the case of an individual):
4	Applicant's / Applicants' Residential Address:
5	Applicant's/ Applicants' Permanent Address:
6	Telephone No., Mobile No. and email account:
7	Location of applicant's / firm's Retail Outlet/ godown of M.S./H.S.D. or M.S. and H.S.D. with particulars as to village, Municipality, police-station, district, Pin code:
8	Nature of possession, i.e. rental or ownership (enclose copies of acceptable documents like "LFR/Property Tax/Rent Receipt"):
9	Current trade license:
10	IT, ST, PT Clearance Certificate for the current year:
11	Whether the applicant was previously convicted by any criminal court Under WB EC Act, 1955. If so, particular to be enclosed
12	Whether the applicant filed during last one year any case against the State Govt. If yes, give details:
13	Area proposed to be served:
14	Details of Fee : (a) Amount — (b) T. R. Challan No. with date — (c) Name of the Treasury / Bank —

Declaration

I/we certify that the statements above are true to the best of my/our knowledge and that for any suppression of fact(s) detected later on, the license granted to me / us is liable to be cancelled.

I/We also declare that I/We am/are the Proprietor /Manager / Partner/ Director/ Secretary/ Lessee of the Firm or Organization on behalf of which the application is made.

Date : ____ / ____ / ____

Place :

(Signature or L.T.I. of the Applicant(s))

Form - C2

Application for renewal of license of Registered Seller of H.S.D.

Address of the Licensing Authority

Photo/s of the licensee/s

To

The, (Concerned Licensing Authority)

Sir,

I hereby apply for renewal of License to act as a Registered Seller of HSD under the West Bengal Motor Spirit and High Speed Diesel (Licensing and Regulation of Supply) Order, 2000, as amended from time to time and furnish the following particulars in connection there with :—

1	Name of the firm, if any :
2	Applicant's Name (in case of proprietorship business):
3	Applicant's Father's / Husband's Name (in the case of an individual) :
4	Applicant's Residential Address :
5	Applicant's Permanent Address :
6	Telephone No., Mobile No. and email account :
7	Location of applicant's / firm's Retail Outlet of H.S.D. with particulars as to village / Municipality, police-station, district and Pin code :
8	Nature of possession, i.e. rental or ownership (enclose copies of acceptable documents like "LFR/Property Tax/Rent Receipt").
9	Particulars of Current trade license:
10	IT, ST, PT Clearance Certificate for the current year:
11	Whether the applicant was previously convicted by any criminal court Under WB EC Act, 1955. If so, particular to be enclosed
12	Whether the applicant filed during last one year any case against the State Govt. If yes, give details:
13	Area proposed to be served:
14	Details of Fee : (a) Amount — (b) T.R.challan No. with date — (c) Name of the Treasury / Bank —

Declaration

I/we certify that the statements above are true to the best of my/our knowledge and that for any suppression of fact(s) detected later on, the license granted to me / us is liable to be cancelled.

I/We also declare that I/We am/are the Proprietor / Manager / Partner/ Director/ Secretary/ Lessee of the Firm or Organization on behalf of which the application is made.

Date : ____ / ____ / ____

Place :

(Signature or L.T.I. of the Applicant(s))

This order will take immediate effect.

By order of the Governor,

ANIL VERMA, IAS
Principal Secretary to the Government of West Bengal
& Commissioner, Food.