

## **RULES AND REGULATIONS GOVERNING THE LICENSING OF MEAT SHOPS IN PURI**

**State: Orissa**

### **Details of city permits are as follows:**

The provisions of the Orissa Municipal Act and Prevention of Food Adulteration Act 1954 and in addition Orissa shops regulate meat shop and establishment Act 1956 prescribes timings.

According to the section 313 of the Orissa Municipal Act, slaughter houses are under the control of the municipality and it will provide places for the establishment of public slaughter houses.

Section 314 says that government on notification may require that no person without or otherwise than in conformity with the written permission of the Executive officer slaughter or permit to be slaughtered, or cut off or skinned any cattle, sheep, horse, goats or pig in any place other than a public slaughter house provided by the Municipality. Provided nothing in this sub-section shall affect the slaughtering for religious purposes. The notification will have no validity until sixty days from the date of publication.

The act also says that no person for the purpose of sale to the public slaughter or permit to be slaughtered, or cut off or skinned any cattle, sheep, horse, goats or pig without or otherwise than in conformity with the written permission of the Executive officer. The license may be granted subjecting to the regulations made by the Municipality for supervision, inspection, disposal of filthy and effluents from the slaughterhouse and examination of animals before and after slaughter house.

Act says that the commissioner may at any time by day or night without notice; enter any place if he suspects that the animal slaughtered or exposed for sale is not duly authorized under the Act or byelaw. No claim shall lie against any person for compensation for any damage necessarily caused by an entry made or the use of necessary force for effecting such entry.

As per section 290 of the Orissa Municipal Act, no place within the Municipal Area as notified by the Municipality as may be fixed by it can be used without license.

As per section 295 of the Orissa Municipal Act, the municipality may provide places for the use of public markets and it can charge for its usage. No person shall without the permission of Municipality can sell or expose for sale any animal or article within any public market. The Executive officer can expel a person from the public market for the violation of regulations.

No one is allowed to keep in or upon any premise for any articles as may be specified in the rules framed under the Act except under and in conformity with terms and conditions of license granted by the commissioner. Individuals are directed not to use any premises for sale or for use of any articles specified in the rules other than their domestic use without or except on conditions of a license. No body can carry out any trades or operation specified in the Act or rule without a license. The act also says that the trades which are in the opinion of commissioner is dangerous or likely to create nuisance shall be prohibited in the city. A notice with the

commissioner's signature sent him in person or notice affixed to the premises will be proving that the trade will be dangerous in commissioner's opinion.

Therefore, it is clear that a meat shop needs license.

### **Licensing Procedure:**

As per Orissa Municipal Act, owner or occupier of every place listed in section 290 shall within thirty days of the Publication of notification apply to the Executive Officer for a license. The Executive Officer may by order and under such restrictions and regulations will grant the license or refuse it. Application for fresh license has to be made not less than thirty days before the trade is opened.

### **Regulatory Body:**

As per the regulations, the executive officer is the regulatory body.

### **Documents Needed:**

As per the regulations, the application shall accompany the fees as provided in the schedule. If the applicant is the owner of premises and any other person allowed to use the premise for the storage of the articles, the applicant shall furnish the details of the person using the premises as required by the commissioner.

### **Fees:**

There is no proper information of the fees at present. But As per the section 298 of the Orissa Municipal Act 1950, when a license granted under section 297 does not permit the levy of any fees, it shall be granted free of charge. But when such permission is given a fee not exceeding twenty per centum of the gross income of the owner from the market in the preceding year shall be charged by the municipality for such license.

### **Operation Timings:**

As per the Orissa shops and establishment Act 1956, no establishment on any day can be opened earlier or closed later than the time fixed by the government. The State Government may, after making an enquiry in the prescribed manner, by general or special order, fix the time at which any establishment or class of such establishments shall be opened or closed in any local area. The act also says that every establishment shall remain closed for one day in a week. The employer shall fix that day at the beginning of the year and notify it to the inspector and specify it in a notice prominently displayed in a conspicuous place in the shop or commercial establishment. This day can not be altered more than once in three months.

### **License Renewal:**

The license will be valid till the 31<sup>st</sup> march of the year in which it is issued. The license may be renewed within one month of its expiry. Renewal after one month of expiry shall be liable to pay 5% of the license fees for every subsequent month of the delay

### **Inspection:**

As per the act, it shall be the duty of the commissioner to make provision for the constant and vigilant inspection of animals, carcasses, meat flesh, fish, fruit, vegetables etc and any other articles exposed or hawked about for sale or deposited in or brought to in any place for the purpose of sale or for preparation for sale and intended for human food or for medicine. Act says that the commissioner may at all reasonable times inspect and examine any such animal or article as aforesaid and any utensils or vessels used for preparing, manufacturing or containing the same. The commissioner can seize and carry away any article if any animal or article appears to the commissioner to be diseased or unsound or unwholesome or unfit for human consumption or is not up to the quality represented.

Act also provides for the inspection of premises used for manufacture where the furnace is used for any trade or manufacture. The inspection can be at reasonable hours without notice. No claim shall lie against any person for the compensation for any damage caused. Provided that the force shall not be used for entry unless there is a reason to believe that an offence is being omitted against the provision of Act or Bye-law.

### **Penalty:**

Penalties will be levied as per the directions of Orissa Municipal Act 1950. As per the act, using any place which needs the license (Section 290) without license will result in penalty of Rs.100/- In the caser of continuance of contravention, the fine may extend.