

RULES AND REGULATIONS GOVERNING THE LICENSING OF MEAT SHOPS IN DELHI

State: New Delhi

Details of licensing procedures are as follows:

Meat Shops are regulated by the Delhi Municipal Corporation Act 1957 and Prevention of Food Adulteration Act 1954 whereas the timings are fixed by Delhi shops and Establishments Act. Trade license is required and is governed by the Municipal Corporation of Delhi.

As per section 417, No person shall use or permit to be used any premises for any of the purposes listed in schedule without a license or otherwise than in conformity with the terms of a license granted by the Commissioner.

Section 420 says that No person shall, without or otherwise than in conformity with the terms of a license granted by the Commissioner can hawk or expose for sale in any place any article whatsoever whether it be for human consumption or not.

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As per Delhi Municipal Corporation Act 1957, Municipal markets and slaughter houses shall be under the control of the commissioner and the commissioner have the power to produce the order of closure by public notice. No persons shall, without the license from the commissioner can sale or expose for any animal or article. Any animal or article exposed for sale in contravention of this may be summarily removed form the market by or under the orders of the commissioner or any officer or employee of the Corporation authorized by the Commissioner. No place other than shall a municipal slaughterhouse be used as a slaughterhouse.

No person shall keep open for public use any market in respect of which a license is required by or under this Act, without obtaining a license or while is the license is at suspension or cancellation. No animal or article shall be sold or exposed for sale within a distance of one hundred yards of any municipal market or licensed private market without the permission of the Commissione. No person shall without or otherwise than in conformity with a license from the Commissioner carry on the trade of a butcher, fish monger, poulterer or importer of flesh intended for human food or use any place for the sale of flesh, fish or poultry intended for human food. Provided no license shall be required for any place used for the sale or storage for sale of preserved flesh or fish contained in airtight or hermetically sealed receptacles. The Commissioner may by order and subject to such conditions as to supervision and inspection as he thinks fit to impose grant a license or may by order refuse to give the license and the reasons must be recorded.

If any place is used for the sale of flesh or poultry in contravention of the provisions of the act, the commissioner may stop the use thereof by such means as he may consider necessary.

As per the act, If any horses, cattle or other quadruped animals or birds are kept on any premises in contravention of the provisions of Section 417, or are found abandoned and roaming or tethered on any street or public place or on any land belonging to the Corporation, the Commissioner or any officer empowered by him may seize them and may cause them to be impounded or removed to such place as may be appointed by the Government or the Corporation for this purpose and the cost of seizure of these animals or birds and of impounding or removing them and of feeding and watering them shall be recoverable by sale by auction of these animals or birds. Provided that anyone claiming such animal or bird may, within seven days of the seizure get them released on his paying all expenses incurred by the Commissioner in seizing, impounding or removing and in feeding and watering such animal or bird, and on his producing a license for keeping these animals and birds issued under the provisions of Section 417 Whenever the Commissioner is of opinion that the user of any premises for any of the purposes referred to in sub-section (1) of Section 417 is causing a nuisance and such nuisance should be immediately stopped, the Commissioner may order the owner or the occupier of the premises to stop such nuisance within such time as may be specified in the order and in the event of the failure of the owner or occupier to comply with such order, the Commissioner may himself or by an officer subordinate to him cause such user to be stopped. Without prejudice to the foregoing provisions of this section any person by whom or at whose instance any horses, cattle or other quadruped animals or birds are so kept, abandoned or tethered, shall also be punishable under this Act.

If the Commissioner or any person authorized by him in this behalf has reason to believe that any animal intended for human consumption is being slaughtered or that the flesh of any such animal is being sold or exposed for sale, in any place or manner not duly authorized under this Act, he may, at any time by day or night without notice, inspect such place for the purpose of satisfying himself as to whether any provision of this Act or of any bye-law under this Act at the time in force is being contravened thereat and may seize any such animal or the carcass of such animal or such flesh found therein. The Commissioner may remove and sell by auction or otherwise dispose of any animal or carcass of any animal or any flesh seized. If within one month of such seizure the owner of the animal, carcass or flesh fails to appear and prove his claim to the satisfaction of the Commissioner or if the owner is convicted of an offence under this Act in respect of such animal, carcass or flesh, the proceeds of any sale under sub-section (1) shall vest in the Corporation

Any person slaughtering any animal or selling or exposing for sale the flesh of any such animal in any place or manner not duly authorized under the provisions of this Act may be arrested by any police officer without a warrant. No claim shall lie against any person for compensation for any damage necessarily caused by any such entry or by the use of any force necessary for effecting such entry.

The eleventh schedule of the Delhi Municipal Corporation Act 1957 specifies a list of items for which the premises may not be used without a license. The licensing and Enforcement

Department of MCD issues a general Trade license under the section 417 of the DMC Act. Apart from the General Trade license, MCD'S health department also issues license for the shops dealing in eatables or other commodities. The MCD issues license after the trade has started.

As per the information provided by the Municipal Corporation of Delhi, meat shops needs trade license. The procedure is as follows:

Licensing Procedure:

An application for a trade license can be made either at a Citizen's service Bureaus (CSB) or through the internet. In the case of the submission through internet, the applicant can submit the necessary documents at any of the CSB's after marking the document with the unique acknowledgement number allotted to his application on the internet.

For getting a new Trade License from the nearest CSB. You need to Submit an application form at the CSB which is available at the at the CSB for Rs.25/-. You can also download a form available on our web site and use it for this purpose.

After submitting the application with the necessary documents, the operator will feed in your details to the computer. You will have to pay processing fees, subsequently a G8 receipt shall be given to you. This G8 receipt will contain the unique "Registration number" which you must remember and quote for further processing. Subsequent to this a License Inspector will visit your site for inspection. Once the inspection and approval is complete you will receive an E-mail or letter notifying you about the same.

You should now approach the CSB again and quote the "Registration number "given to you in step 3. The operator will search for your details in the database using this number. If your details are present, the operator will print the Health Trade License for you and cut a G8 receipt. Pay the license fees and processing charges to the operator. Then the MCD officials will sign the Trade license.

Documents required:

1. Copy of sanction plan/ completion certificate / structure safety certificate from registered architect.
2. Site Plan
3. Key Plan
4. Water connection and sewer connection
5. Indemnity Bond for Rs.100/-
6. Affidavit for Rs.10/-
7. Copy of partnership deed if any

(Health trade FAQ- <http://www.mcdonline.gov.in/>)

Departments Involved:

As per the RTI reply, the departments involved are public health, Veterinary services and ADC (HQ)

License Fees:

An amount of Rs.500/- per application will be collected as processing charges and Rs.300 will be charged as the license fees. In regard to the fees for license processing, Rs.250 will be collected as the Processing at the time of acceptance of application form for issue of New License.

License Processing:

As per the RTI reply, it is stated that the time prescribed in law for procuring each license is 30 days at the Zonal level and at head quarters level, the stipulated time is for the grant of license is 45 days.

Cancellation:

The commissioner may at any time cancel or suspend any license granted if he is of the opinion that the premises covered thereby are not kept in conformity with the conditions of such license or with the provisions of any bye-law made in this behalf whether the license is prosecuted under this Act or not.

Timings :

As per the Delhi Shops and establishments Act 1954, no shops or commercial establishments on any day be opened earlier than such hour or closed later than such hour as fixed by the Government by general or special order Provided that any customer waiting to be at the closing hour fixed may be served during the period of fifteen minutes immediately following such hour must be served during the quarter of an hour immediately following such hour. The government shall hold an enquiry in the prescribed manner and can fix different timings for different classes and different areas.

CONDITIONS:

The following are conditions for meat shops as per the by-laws framed under section 415, Delhi Municipal Corporation Act, 1957. A licensee of met shop is supposed to observe the following:

1. The premises shall be structurally sound

2. The floor and walls upto a height of one meter shall be made of impervious concrete material and the corner will be rounded to facilitate smooth washing and cleaning of the premises
3. The floor area shall not be less than 8 sq.m and the height not less than 3 m
4. The premises shall be drained into sewer, and where there is no sewer, into a surface drain the satisfaction of health authorities
5. The premises shall be well ventilated and adequately light
6. Continuous supply of safe water shall be ensured in the premises. In case of intermittent water supply, adequate storage arrangements shall be made
7. A wash hand basin made of porcelain /stainless steel be provided along with soap and nail brush for through cleaning of hands
8. The walls ceiling shall be white/colour washed every 6 months and the wood work shall be painted every year. The premises shall be kept in a good state of repairs at all times
9. Sufficient number of fans shall be provided to keep the premises cool
10. A waste bin with a pedal operated cover shall provided in the premises for the collection of waste material. This will be emptied, and washed daily with a disinfectant
11. All tables, racks, shelves, boards etc must have zinc/aluminum/stainless steel/marble/sun-mica top to facilitate proper cleaning
12. A sign board indicating the type of meat sold shall be displayed prominently. Nothing else but meat and raw meat products shall be sold at the premises.
13. The floor and skirted walls shall be washed with a disinfectant like phenyl at the close of day's business
14. The premises shall be kept free from all insects by an insecticidal spray having knock-down effect at the close of day's business. No spraying shall be done during the conduct of business, but instead fly swats/flaps shall be used to kill sprays flies getting in the premises
15. The premises shall not be used for residential purposes, nor it shall communicate with any residential quarter. No personal belonging like clothing, bedding, shoes etc. shall be kept in the premises
16. No carcass shall be kept in a manner so as to be open to public view from outside. A small wire gauze show case shall be maintained for keeping pieces of meat ready for sale.
17. Only dressed carcass, meat and cleaned offal shall be stored at the premises. Hides, skin, hoofs, heads and uncleaned gut will not be allowed in the premises at any time. Refrigerator/Ice-box of adequate size shall be provided for storage of meat and meat products.
18. The implements and chopping block shall be washed with boiling water. The chopping block should be dried and salted every day at the close of business.
19. All persons working in the premises shall be medically examined and immunized against cholera and energetic group of fevers at the time of issue /renewal of license. The certificate of medical fitness and immunization shall be displayed prominently in the shop along with license.
20. Workers shall maintain a high standard of personal hygiene at all times. No smoking ,chewing pan and snuff shall be allowed in the premises.
21. Clean polythene bag shall be used as packing material for retail sale of meat.
22. The transportation of carcasses from the slaughter house to the premises shall be done under hygiene condition in boxes of adequate size lined with zinc/aluminum/stainless steal or wire gauze meat safes, which must be washed daily.

23. Wholesome meat obtained from authorized source only shall be sold at the counter. Unstamped meat is liable to be confiscated and destroyed.

License Renewal:

As per the act, every such license shall expire at the end of the *year* for which it is granted or at such earlier date as the commissioner may, for special reasons, specify in the license. Usually the licenses must be renewed in every year. Licenses renewed are valid up to 31st march. The renewals are happening in the month of April. The fees are same as that of new license. If a license is renewed between 1st march & 30th April, there are no late fees. If the license is renewed after 30th April, the late fee charge will be charged as 5% of the fees per month. If it is renewed after 1 year, then the late fee charge of actual license fee for each year or part there of shall be paid.

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Documents Required For The Renewal Of License:

1. Original License copy
2. Any other documents, if asked for

Amendment and issue of Duplicate License :

All type of amendment applications are processed similar to the issue of new licenses except the issue of duplicate license. This will be processed from any of the Citizens Service Bureau. For a change in the constitution, full fees which are similar to the new license except the processing charge will be collected.

A duplicate license will be issued on payment of Rs.100/- towards processing charges and on submission of the required documents when the original was lost, mutilated, destroyed etc. A fresh license with a new license number will be issued and the all license will be cancelled. For the duplicate license 'DUPLICATE' will be written on the top of the license.

Rs.250/- will be charged as the fees for the Amendment and Renewal of license. In addition there will be a service charge of Rs.5/-

Rs.100/- will be charged as the fees for the issue of duplicate license. In addition there will be a service charge of Rs.5/-

Documents Required For A Duplicate License:

1. First Information Report (FIR)
2. Indemnity Bond in prescribed format.

Collection of Trade License:

The trade license will be issued by hand to the citizen at the CSB or couriered to the address requested by the citizen.

Penalty:

As per the RTI reply, prosecution action will be taken against the defaulters as per the Delhi Municipal Corporation Act under section 421, 422 and 423 which even includes the sealing of the premises