

Government of West Bengal
Department of Panchayats & Rural Development
Joint Administrative Building (6th to 9th Floors) HC-07, Sector III
Bidhannagar, Kolkata – 700 106

No.1154 /PN/O/I/2M-4/03(Pt.-I)

Dated: 27/03/2015

ORDER

Whereas, in terms of the provision of rule 61 of the West Bengal Panchayat (Panchayat Samiti Administration) Rules, 2008 read with section 116 of the West Bengal Panchayat Act, 1973, Panchayat Samiti may grant license for dangerous and offensive trade within its jurisdiction in Form 6B appended to the aforesaid Rules ;

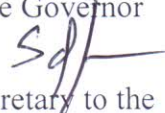
And whereas, in terms of the provision of sub-rule (1) and (2) of rule 58 of the said Rules, Panchayat Samiti shall not issue any such license in connection with the trades mentioned in the aforesaid sub-rule prior to obtaining statutory clearances from the competent authority;

And whereas, the State Government in its 'ease of doing business initiatives' is contemplating to simplify the procedures in issuing/granting of various certificates/ licenses by different Government Departments/ local authorities;

And whereas, it is under the active consideration of this Department to simplify the procedure for issuance of such license as well as making necessary modification of Form 6B for ease of trade;

Now, therefore, in exercise of the power conferred by section 212 of the West Bengal Panchayat Act, 1973, the Governor, after careful consideration, is hereby pleased to order that henceforth, Panchayat Samiti shall grant license for carrying out dangerous and offensive trades prescribed by the State Government, in the modified Form 6B appended to this order within the stipulated time period i.e. within 30 days from the date of receipt of the application as mentioned in this Department's Notification No. 4080/PN/O/4P-3/2013 dated 29/11/2013, even prior to obtaining the statutory/license/clearances from the respective competent authority. The other formalities to be maintained while issuing the license for carrying out the dangerous and offensive trade as enshrined in rule 57,58,59,60,61,62 of the West Bengal Panchayat (Panchayat Samiti Administration) Rules, 2008 shall remain unchanged.

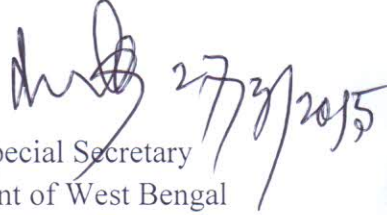
By order of the Governor


Principal Secretary to the
Government of West Bengal

Copy along with enclosures and also with a copy of this Department's Notification No. 4080/PN/O/4P-3/2013 dated 29/11/2013 forwarded for information and necessary action to:

- 1) The Commissioner, Panchayats & Rural Development, West Bengal, Jessop Building, 63 N.S. Road, Kolkata-700001
- 2) The Director, State Institute of Panchayats & Rural Development, Kalyani, Nadia
- 3) The District Magistrate & Executive Officer _____ Zilla Parishad (All)
- 4) The Additional Executive Officer _____ Zilla Parishad (All)/ Mahakuma Parishad
- 5) The District Panchayats & Rural Development Officer, _____ District (All)

He is requested to communicate the copies of this order to all Block/Panchayat Samitis within the district.


OSD & EO Special Secretary
to the Government of West Bengal

FORM 6B

[see rule 61]

Form of license for carrying on offensive or dangerous trade

Name of Panchayat Samiti.....
Name of District.....
License No.....(Year) Date.....
License issued to(Name of the Proprietor/Partner/Director)
.....
for the period of
Address of Licensee.....
Description of trade or business.....
.....

Boundaries of the place of trade or business

East -

West-

North-

South-

Comprising Plot No (s).

Mouza..... J.L No.....

The terms and conditions printed overleaf are to be strictly observed. Grant of this license does not absolve the applicant from the requirement of procuring all the statutory clearances to be obtained from the appropriate authority before actual commencement of the trade. If any violation/default is noted later, the license shall be liable to be cancelled and the trade/business closed down with immediate effect.

The Panchayat Samiti acknowledges a sum of Rs.....(in words.....
.....) only from M/S.....

Vide Receipt No.....dated.....

Signature of the Cashier/Accounts Clerk.....Panchayat Samiti

Date:

Signature of the Executive Officer / Jt. Executive Officer of
..... Panchayat Samiti

Date:

Licence renewed under the same terms and conditions (with change of boundaries as noted above) on receipt of requisite annual rate of fee for the year –

Year

- (1)
- (2)
- (3)

Signature of the Executive Officer / Jt. Executive Officer with date

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Conditions of licence for carrying on offensive or dangerous trades-

The licensee shall abide by the following terms and conditions: -

- (i) for running of trade relating to or dealing with kerosene, petroleum or naphtha or any other inflammable oil or spirit, the provision of the Petroleum Act, 1934 shall strictly be complied with.
- (ii) for running of trade connected with the burning or baking of bricks or tiles, the permit referred to in the West Bengal Land & Land Reforms Manual, 1991, shall be obtained.
- (iii) the place may inspected at any reasonable hour of any day by the *Sabhapati* or *Sahakari Sabhapati* of the *Panchayat Samiti*, *Karmadhyaksha* of *Janaswastha O Paribesh Sthayee Samiti*, Executive Officer of the Panchayat Samiti or any other authorised officer, not below the rank of an Extension Officer;
- (iv) manufacturing, processing or any other work carried on under the licence in the specified premises shall be maintained in such a manner so as not to cause any injury, danger, annoyance or offence to the sense of sight, smell or hearing of persons residing in the neighbourhood;
- (v) the licence shall relate only to such trade or business as is specified in it;
- (vi) the licence shall relate only to such place as is specified in it
- (vii) there shall be satisfactory arrangement for drainage of waste water and effluents, disposal of solid wastes and control of gaseous emissions to prevent nuisance in the place and its neighbourhood;
- (viii) the licence shall be liable to be cancelled in the event of contravention of any of the condition laid down in clause (i) to (vii) or on any other ground as may be considered important by the Panchayat Samiti on service of prior notice of one clear month when the licensee shall be bound to close down such trade or business with immediate effect;
- (ix) the licence is subject to renewal on payment of requisite fee for every financial year and the authority reserves the right of withholding such renewal on such ground or grounds as may be intimated to the licensee.

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