

Prepackaged Commodities Rules

Legal Metrology (Packaged Commodities) Rules, 2011

Amended upto March 31st, 2020

Compiled by:

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India*

Hand Book 2

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<http://www.aplm.gov.in>

Rules with Amendments along side

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Preface

The object is to bring this Hand Book-2 on Prepackaged Commodities is to make available an updated version of the Rules along with the Amendments. Instead of looking each amendment, one go-to study the current rule position and to take appropriate action. The specificity of this is at provision itself, the regulator can know the when this provision amended, in which GSR, with what date it came into effect. I hope will reduce the gap between the bare Rules and Amendments. Also, there is little scope for dispute between the regulator and Packer or Importer or Manufacturer. While bringing this Edition 2020, the Government of India's recent advisory issued on April, 2020, on 'use of printed packing material' upto September 30th, 2020, which was not exhausted, is also examined.

Every effort has been made to bring accurate version of the Rules. However, one can also go through the Original Gazette Notifications of the Government of India.

It is a continuous process, which requires monitoring and to incorporate the amendments from time to time and making available in the form of yearly edition. This will helps the enforcement agencies and others in taking decisions and discharging duties without any ambiguity.

This Hand Book 2 on Prepackaged Commodities, is meant for official use only and not for sale. It is made available on the web site of the department: <http://www.aplm.gov.in>.

I hope this will serve and guides the enforcement official of the Legal Metrology.

We views and suggestions are welcome, to improve further and make meaningful.

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**1. Legal Metrology
(Packaged Commodities)
Rules 2011**

(amended upto 31.03.2020)

Legal Metrology (Packaged Commodity) Rules, 2011

(amended up to 31.03.2020)

GSR 202 (E). In exercise of the powers conferred by sub-section (1) read with clause (j) and (q) of sub-section (2) of section 52 of the Legal Metrology Act 2009, (1 of 2010), the Central Government hereby makes the following rules, namely:-

1. Short title, and Commencement.-

(1) These rules may be called The Legal Metrology (Packaged Commodities) Rules, 2011.

(2) They shall come into force on the 1st day of April, 2011.

2. Definitions:-

In these rules, unless the context otherwise requires-

(a) "Act" means the Legal Metrology Act 2009, (1 of 2010);

(aa) "Consumer" shall have the same meaning as assigned to it in clause (d) of sub-section (1) of section 2 of the Consumer Protection Act, 1986 (68 of 1986); *(inserted - wef 01.01.2015, GSR No.629(E) dt.23.06.2017)*

(b) "dealer" in relation to any commodity in packaged form, means a person who, or a firm which, carries on directly or otherwise, the business of buying, selling, supplying or distributing any such commodity whether for cash or for deferred payment or for commission, remuneration or other valuable consideration, and includes a commission agent who carries on such business on behalf of any principal, but does not include a manufacturer who manufactures any commodity which is sold or distributed in a packaged form except where such commodity is sold by such manufacturer to any other person other than a dealer ;

~~bb) "industrial Consumer" means the consumer who buys packaged commodities directly from the manufacturer for use by that industry. *(inserted - clause, wef 06.06.2013, GSR No. 359 dt.06.06.2013)*~~

(bb) “*industrial consumer*” means the consumer who buys packaged commodities directly from the manufacturer or from an importer or from wholesale dealer for use of that industry and the package shall have declaration ‘*not for retail sale*’; (*substituted - clause, wef 14.05.2015, GSR No. 385(E) dt.14.05.2015*)

~~(bc) “*institutional consumer*” means any institution which hires or avails of facilities or service in connection with transport, hotels, hospitals, or such other service institutions who buy packaged commodities directly from the manufacturer for use by that institution. (*inserted - clause, wef 06.06.2013, GSR No. 359 dt.06.06.2013*)~~

~~(bc) “*institutional consumer*” means the institution who hires or avails of the facilities or services in connection with transport, hotel, hospital or other organization which buy packaged commodities directly from the manufacturer or from an importer or from wholesale dealer for use by that institution, and the package shall have declaration ‘*not for retail sale*’; (*substituted - clause, wef 14.05.2015, GSR No. 385(E) dt.14.05.2015*)~~

(bc) “*institutional consumer*” means the institution which buys packaged commodities bearing a declaration ‘*not for retail sale*’, directly from the manufacturer or from an importer or from wholesale dealer for use by that institution and not for commercial or trade purposes; (*substituted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(bd) “*E-commerce*” means buying and selling of goods and services including digital products over digital and electronic network; (*inserted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(be) “*E-commerce entity*” means a company incorporated under the Companies Act, 1956 or the companies Act, 2013 or a foreign company covered under clause (42) of section 2 of the Companies Act, 2013, or an office, branch or agency in India covered under sub-clause (ii) of clause (v) of section 2 of the foreign Exchange Management Act, 1999 (42 of 1999) owned or controlled by a person resident outside India and conducting e-commerce business; (*inserted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(bf) “*market place-based model of e-commerce*” means providing of an information technology platform by an e-commerce entity on a digital and electronic network to act

as a facilitator between buyer and seller; *(inserted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

(c) "lot" means -

(i) in the case of packages which have been stored, the total number of such packages stored; and

(ii) in the case of packages which are on or at the end of the packing line, the maximum hourly output of packages;'

(d) "manufacturer" in relation to any commodity in packaged form, means a person who, or a firm which, produces, makes or manufactures such commodity and includes a person, firm which puts, or causes to be put, any mark on any packaged commodity, not produced, made or manufactured by him or it, and the mark claims the commodity in the package to be commodity produced, made or manufactured by such person or firm as the case may be;

(e) "Maximum permissible error", in relation to the quantity contained in an individual package, means an error in deficiency which, subject to the provision of these rules, does not exceed the limits specified in the First Schedule;

(f) "net quantity", in relation to commodity contained in a package, means the quantity by weight, measure or number of such commodity contained in that package, excluding the packaging or wrapper;

(g) "packer" means a person who, or a firm which pre-packs any commodity, whether in any bottle, tin, wrapper or otherwise, in units suitable for sale whether wholesale or retail;

(h) "principal display panel", in relation to a package, means the total surface area of the package where the information required under these rules are to be given in the following manner, namely;

(i) all the information could be grouped together and given at one place; or

(ii) the pre-printed information could be grouped together and given in one place and on line information grouped together in other place;

(i) “quantity” in relation to commodity contained in a package, means the quantity by weight, measure or number of such commodity contained in that package;

(j) “retail dealer” in relation to any commodity in packaged form means a dealer who directly sells such packages to the consumer and includes, in relation to packages as are sold directly to the consumer, a wholesale dealer who makes such direct sale to customer;

(k) “retail package” means the packages which are intended for retail sale to the ultimate consumer for the purpose of consumption of the commodity contained therein and includes the imported packages :

~~Provided that for the purposes of this clause, the expression 'ultimate consumer' shall not include industrial or institutional consumers;~~*(omitted - proviso, wef 06.06.2013, GSR No. 359 dt.0606.2013)*

Provided that for the purpose or “retail food package”, the definition of the same contained in the rules or regulations made under the Food Safety and Standards Act, 2006 (34 of 2006) shall apply. *(inserted - proviso, wef 14.05.2015, GSR No. 385(E) dt.14.05.2015)*

(l) “retail sale”, in relation to a commodity, means the sale, distribution or delivery of such commodity through retail sales shops agencies or other instrumentalities for consumption by an individual or a group of individuals or any other consumer;

~~(m) “retail sale price” means the maximum price at which the commodity in packaged form may be sold to the consumer and the price shall be printed on the package in the manner given below;~~

~~Maximum or Max. retail price Rs..... ₹.....inclusive of all taxes or in the form MRP Rs..... ₹.....incl., of all taxes after taking into account the fraction of less than fifty paise to be rounded off to the preceding rupee and fraction of above 50 paise and up to 95 paise to be rounded off to fifty paise;~~*(inserted sub rule - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012)*

- (m) “retail sale price” means the maximum price at which the commodity in packaged form may be sold to the consumer inclusive of all taxes; (*substituted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)
- (n) “section” means a section of the Act;
- (o) “Schedule” means a Schedule appended to these rules;
- (p) “standard package” means a package containing the specified quantity of a commodity;
- (q) “wholesale dealer” in relation to any commodity in packaged form means a dealer who does not directly sell such commodity to any consumer but distributes or sells such commodity through one or more intermediaries;
- (r) “wholesale package” means a package containing- (i) a number of retail packages, where such first mentioned package is intended for sale, distribution or delivery to an intermediary and is not intended for sale direct to a single consumer; or (ii) a commodity sold to an intermediary in bulk to enable such intermediary to sell, distribute or deliver such commodity to the consumer in similar quantities or; (iii) packages containing ten or more than ten retail packages provided that the retail packages are labeled as required under the rules.
- (s) words and expression used herein and not defined but defined in the Act, shall have the meanings respectively assigned to them in the Act.

CHAPTER -II

PROVISIONS APPLICABLE TO PACKAGES INTENDED FOR RETAIL SALE

~~3. Applicability of the Chapter~~ The provisions of this Chapter shall not apply to,

- (a) ~~packages of commodities containing a quantity of more than 25 kg or 25 litre excluding cement and fertilizer sold in bags up to 50 kg; and~~
- (b) ~~packaged commodities meant for industrial consumers or institutional consumers.~~

~~Explanation :- For the purpose of this rule,~~

~~i) "institutional consumer" means the institutional consumer like transportation, Airways, Railways, Hotels, Hospitals or any other service institutions who buy packaged commodities directly from the manufacturer for use by that institution.~~

~~ii) "industrial Consumer" means the industrial consumer who buy packaged commodities directly from the manufacturer for use by that industry. (omitted - explanation, wef 06.06.2013, GSR No. 359 dt.0606.2013)~~

3. Application of Chapter.- The provisions of this chapter shall not apply to-

- (a) packages of commodities containing a quantity of more than 25 kilogram or 25 litre;
- (b) cement, fertilizer and agricultural farm produce sold in bags above 50 kilogram; and
- (c) packaged commodities meant for industrial consumers or institutional consumers.

(substituted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

4. Regulation for pre-packing and sale etc. of commodities in packaged form. - On

and from the commencement of these rules, no person shall pre-pack or cause or permit to be pre-packed any commodity for sale, distribution or delivery unless the package in which the commodity is pre-packed bears thereon or, on a label is securely affixed thereto, and such declarations as are required to be made under these rules.

Explanation.- The existence of packages without the declaration of the retail sale price within the manufacturer's premises shall not be construed as a violation of these rules and it shall be ensured that all packages leaving the premises of manufacturer for their destination shall have the declaration of retail sale price on them as required in this rule.

5. Specific commodities to be packed and sold in recommended standard packages. -

(1)The commodities specified in the Second Schedule shall be packed for sale, distribution or delivery in such standard quantities as are specified in that Schedule:

~~Provided that if a commodity specified in the Second Schedule is packed in a size other than that prescribed in that Schedule, a declaration that 'Not a standard pack size under the Legal Metrology (packaged Commodities) Rules, 2011 or 'non standard size under the Legal Metrology (packaged Commodities) Rules, 2011' shall be made~~

~~prominently on the label of such package: (omitted proviso -wef 01.07.2012; GSR No.784(E) dt. 24.10.2011). (omitted proviso - wef 01.11.2012; GSR No.426(E) dt. 05.06.2012)~~

“Provided that if the Competent Authority under the Essential Commodities Act, 1955 (10 of 1955) fixed and notified the standard quantity of any essential commodity, the standard quantity of such essential commodities as fixed and notified shall prevail.”

(inserted proviso -wef 07.09.2016; GSR No.858(E) dt. 07.09.2016)

(2) when one or more packages are intended for retail sale are grouped together for being sold as a retail package on the promotional offer, every package of a group shall comply with provisions of Rule 6. *(inserted sub rule - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012)*

(3) notwithstanding anything contained in the Second Schedule, the manufacturer or importer may sell the value based package in terms of Rs.1/-, Rs.2/-, Rs.3/-,Rs.4/-,Rs.5/-,Rs.6/-,Rs.7/-,Rs.8/-,Rs.9/-,and Rs.10/- after making other declarations specified in the Rule 6. *(inserted sub rule - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012)*

6. Declarations to be made on every package. - (1) Every package shall bear thereon or a label securely affixed thereto, a definite, plain and conspicuous declaration made in accordance with the provisions of this chapter as to-

(a) the name and address of the manufacturer, or where the manufacturer is not the packer, the name and address of the manufacturer and packer and for any imported package the name and address of the importer shall be mentioned.

Explanation I. - If any name and address of a company is mentioned on the label without any qualifying words 'manufactured by' or 'packed by', it shall be presumed that such name and address shall be that of the manufacturer and the liability shall be determined accordingly;

Explanation II. - If the brand name and address of the brand owner appear on the label as a marketer, then the brand owner shall be held responsible for any violation of these rules and action as may be required shall be initiated against the deemed manufacturer

and in the event of more than one name and address appearing in the label, prosecution shall be launched against the manufacturer indicated on the label in the first place and not against all of them.

~~**Explanation III.** - In respect of packages containing food articles, the provisions of this sub-rule shall not apply, and instead, the requirement of the Prevention of Food Adulteration Act, 1954 (37 of 1954) Food Safety and Standards Act 2006 (34 of 2006) (*substituted - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012*) and the rules made there under shall apply.~~

Explanation III. - In respect of packages containing food articles, the provisions of this clause shall not apply, but the provisions of, and the requirements specified in the Food Safety and Standards Act, 2006 (34 of 2006) and the rules made thereunder shall apply. (*substituted - Explanation III, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(aa) The name of the country of origin or manufacture or assembly in case of imported products shall be mentioned on the package. (*inserted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(b) The common or generic names of the commodity contained in the package and in case of packages with more than one product, the name and number or quantity of each product shall be mentioned on the package.

(c) The net quantity, in terms of the standard unit of weight or measure, of the commodity contained in the package or where the commodity is packed or sold by number, the number of the commodity contained in the package shall be mentioned.

(d) The month and year in which the commodity is manufactured or pre-packed or imported shall be mentioned in the package.

Provided that for packages containing food articles, the provisions of the ~~Prevention of Food Adulteration Act, 1954 (37 of 1954)~~ Food Safety and Standards Act 2006 (34 of 2006) (*substituted - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012*) and the rules made there under shall apply;

Provided further that nothing in this sub-clause shall apply in case of packages containing seeds which are labeled and certified under the provisions of the Seeds Act, 1966 (54 of 1966) and the rules made there under;

~~Provided that a manufacturer may indicate the month and year using a rubber stamp without overwriting. (omitted Rule - wef 01.07.2012; GSR No.784(E) dt. 24.10.2011)~~

Provided also that for packages containing cosmetics products, the provisions of the Drugs and Cosmetics Rules, 1945 shall apply.

(da) If a package contains a commodity which may become unfit for human consumption after a period of time, the 'best before or use by the date, month and year' shall also be mentioned on the label:

Provided that nothing in this clause shall apply if a provision in this regard is made in any other law.

Explanation.- 1. For the purposes of this sub-rule,-

(a) the expression "best before" means the date which signifies the end of the period under any stated storage conditions during which the product shall remain fully marketable and shall retain any specific qualities for which tacit or express claims have been made and beyond the date commodity may still be safe for consumption;

(b) the expression "Use by Date" means the date which signifies the end of the estimated period under any stated storage conditions after which the product shall not have the quality attributes normally expected by the consumers and after this date, the commodity should not be regarded as marketable.' (*inserted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(e) the retail sale price of the package;

"shall clearly indicate that it is the maximum retail price inclusive of all taxes and the price in rupees and paise be rounded off to the nearest rupee or 50 paise;

Illustrations.- for declaration of retail sale price:

(a) Maximum or Max. retail price Rs. or ₹ xx.xx (inclusive of all taxes), or

(b) Maximum or Max. retail price Rs. or ₹ xx.xx inclusive of all taxes, or

(c) MRP Rs. or ₹ xx.xx incl. of all taxes, or

(d) MRP Rs. or ₹ xx.xx (incl. of all taxes): *(inserted -in clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

Provided that for packages containing alcoholic beverages or spirituous liquor, the State Excise Laws and the rules made there under shall be applicable within the State in which it is manufactured and where the state excise laws and rules made there under do not provide for declaration of retail sale price, the provisions of these rules shall apply.

“Provided further that if the retail sale price of any essential commodity is fixed and notified by the Competent Authority under the Essential Commodities Act, 1955 the same shall apply.”; (inserted proviso - wef 07.09.2016; GSR No.858(E) dt. 07.09.2016)

(f) Where the sizes of the commodity contained in the package are relevant, the dimensions of the commodity contained in the package and if the dimensions of the different pieces are different, the dimensions of each such different piece shall be mentioned.

(g) such other matter as are specified in these rules:

Provided that --

(A) no declaration as to the month and year in which the commodity is manufactured or pre-packed shall be required to be made on-

(i) any package containing bidi or incense sticks;

(ii) any domestic liquefied petroleum gas cylinder of 14.2kg or 5kg, bottled and marketed by a public sector undertaking;

(B) where any packaging material bearing thereon the month in which any commodity was expected to have been pre-packed is not exhausted during that month, such packaging material may be used for pre-packing the concerned commodity produced or manufactured during the next succeeding month and not there after, but the Central Government may, if it is satisfied that such packaging material could not be exhausted during the period aforesaid by reason of any circumstance beyond the control of the manufacturer or packer as the case may be extend the time during which such packaging material may be used, and , where any such packaging material is exhausted

before the expiry of the month indicated thereon, the packaging material intended to be used during the next succeeding month may be used for pre-packing the concerned commodity;

Provided that the said provision shall not apply to the packages containing food products, where the 'Best before or Use before' period is ninety days or less from the date of manufacture or packing.'

(C) no declaration as to the retail sale price shall be required to be made on

(i) any package containing bidi;

(ii) any domestic liquefied petroleum gas cylinder of which the price is covered under the Administrative Price Mechanism of the Government.

Explanation I: The month and the year in which commodity is pre-packed may be expressed either in words, or by numerals indicating the month and the year, or by both.

~~(2) Every package shall bear the name, address, telephone number, email address, if available, of the person who can be or the office which can be, contacted, in case of consumer complaints.~~

(2) Every package shall bear the name, address, telephone number, email address of the person who can be or the office which can be contacted, in case of consumer complaints. *(substituted sub-rule - wef 01.01.2016; GSR No.385(E) dt. 14.05.2015)*

(3) It shall not be permissible to affix individual stickers on the package for altering or making declaration required under these rules:

Provided that for reducing the Maximum Retail Price (MRP), a sticker with the revised lower MRP (inclusive of all taxes) may be affixed and the same shall not cover the MRP declaration made by the manufacturer or the packer, as the case may be, on the label of the package.

(4) it shall be permissible to use stickers for making any declaration other than the declaration required to be made under these rules.

(4A) Nothing in this rule shall preclude a manufacturer or packer or importer to declare the following on the package, in addition to the mandatory declarations-

(a) Barcode or GTIN or QR Code;

(b) 'e-code' for net quantity assurance of the commodity and other required declarations, after obtaining the same in the manner as specified by the Central Government;

(c) logos of Government schemes, such as Swatch Bharat Mission, where such use is authorised by the Central Government. *(inserted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

(5) Where a commodity consists of a number of components and these components are packed in two or more units, for sale as a single commodity, the declaration required to be made under sub-rule (1) shall appear on the main package and such package shall also carry information about the other accompanying packages or such declaration may be given on individual packages and intimation to that effect may be given on the main package and if the components are sold as spare parts, all declarations shall be given on each package.

(6) Any packing material or wrapper which could not be exhausted by the manufacturer or packer may be used for the packing of the material upto 30th September, 2011 31st March 2012 *(substituted words - wef 30.09.2011; GSR No.734(E) dt.30.09.2011)*.or till such date the packing material of wrapper is exhausted, whichever is earlier, after making the corrections required under these rules by way of stamping or putting sticker or online printing, as the case may be. *(inserted sub rule - wef 13.04.2011; GSR No.318(E) dt. 13.04.2011)*.

(7) Every package containing the genetically modified food shall bear there at the top of its principal display panel with the words "GM". *(inserted subrule - wef 01.01.2013; GSR No.427(E) dt. 05.06.2012)*

(8) Every package containing soap, shampoos, tooth pastes and other cosmetics and toiletries shall bear at the top of its principal display panel a red or as the case may be, brown dot for products of non-vegetarian origin and a green dot products of vegetarian origin. *(inserted subrule - wef 01.07.2014; GSR No.137 dt. 16.06.2014)*

(9) Without prejudice to the provisions contained in this rule, it shall be permissible to affix a label on imported packages for making the declarations required under these rules. ***(Inserted sub-rule - wef 14.05.2015; GSR No.385(E) dt. 14.05.2015)***

(10) An E-Commerce entity shall ensure that the mandatory declarations as specified in sub-rule (1), except the month and year in which the commodity is manufactured or packed, shall be displayed on the digital and electronic network used for e-commerce transactions:

Provided that in case of market place model of e-commerce, the responsibility of the correctness of declarations shall lie with the manufacturer or seller or dealer or importer if,-

(a) the function of the e-commerce entity is limited to providing access to a communication system over which information made available by the manufacturer or seller or dealer or importer is transmitted or temporarily stored or hosted; or

(b) the entity does not-

(i) initiate the transmission; (ii) select the receiver of the transmission; and (iii) select or modify the information contained in the transmission;

(c) the entity observes due diligence while discharging its duty as an intermediary under the Information Technology Act, 2000 and also observes such other guidelines as the Central Government may prescribe in this behalf:

Provided further that there shall not be any protection to the market place e-commerce entity if,-

(a) the entity has conspired or abetted or aided or induced, whether by threats or promise of otherwise in the commission of the unlawful act;

(b) upon receiving actual knowledge, or on being notified by the appropriate Government or its agency that any information, data or communication link residing in or connected to a computer resource controlled by the entity is being used to commit the unlawful act, the entity fails to expeditiously remove or disable access to that material on that resource without vitiating the evidence in any manner.

Explanation.- For the removal of doubts it is hereby clarified that the provision of this sub -rule shall not provide exemption from the declarations required to be made under these rules on pre-

packaged commodities delivered to the consumers. (*inserted – sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

7. Principal display panel-its area, size and letter etc.- (1) In the case of a package having a capacity of ~~five cubic centimeters or less~~ *ten cubic centimeters or less* (*substituted words - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015*), the principal display panel may be a card or tape affixed firmly to the package and shall bear the required information.

~~(2) The height of any numeral in the declaration required under these rules, on the principal display panel shall not be less than,~~

~~(i) as shown in Table-I, if the net quantity is declared in terms of weight or volume;~~

~~(ii) as shown in Table-II, if the net quantity is declared in terms of length, area or number.~~

(2) The height of any numeral and letter in the declaration required under these rules shall be as per Table-I (*Substituted - sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

~~(3) The height of letters in the declaration shall not be less than 1 mm height and when blown, formed, molded, embossed or perforated, the height of letters shall not be less than 2 mm.~~

~~Provided that the width of the letter or numeral shall not be less than one third of its height, except in the case of the numeral '1' and letters (i), (I) and (l);~~

(3) The width of the letter or numeral shall not be less than one third of its height ,except in the case of numeral “1” and letters (i), (I) and (l); (*Substituted - sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

TABLE I
Minimum height of numeral

Serial Number	Net quantity in weight / volume	Minimum height in mm	
		Normal case	When blown , formed, molded, embossed or perforated on container
1	Upto 200g/ ml	1	2
2	Above 200g/ ml and	2	4

	upto 500g/ml		
3	Above 500g/ml	4	6

Table-I

Serial Number	Area of Principal display panel in square centimeters (A)	Minimum height of numerals and letters in millimeters	Minimum height of numerals and letters when blown, formed or molded on the surface of the container in millimeters
	(1)	(2)	(3)
1	$A \leq 50$	1.0	1.5 2.0 <small>corrigenda GSR 1373(E) dt. 07.11.2017</small>
2	$50 < A \leq 100$	1.5	3.0
3	$100 < A \leq 500$	2.5	4.0
4	$500 < A \leq 2500$	4.0	6.0
5	Above 2500 cm ²	6.0	6.0

(Substituted - Table I, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

TABLE II

Minimum height of numeral

Serial Number	Net quantity in length, area or number, area of principal display panel	Minimum height in mm	
		Normal case	When blown, formed, molded, embossed or perforated on container
1	Upto 100 cm ²	1	2
2	Above 100 cm ² and upto 500 cm ²	2	4
3	Above 500 cm ² and upto 2500 cm ²	4	6
4	Above 2500 cm ²	6	6

(Omitted - Table II, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

(4) The provisions under sub-rule (1) to (3) shall not apply to a package if the information to be specified on such package under this rule is also required to be given by or under any other law for the time being in force.

(4) The area not including the top, bottom, flange at top and bottom of cans, and shoulders and neck of bottle and jars shall be determined in the following manner, namely:-

(a) in the case of a rectangular package, where one entire side can properly be considered to be the principal display panel side, the product of the height multiplied by the width of that side;

(b) in case of a cylindrical or nearly cylindrical package, 40 percent. of the product of the height of the package multiplied by the circumference;

(c) in case of any other shaped package , 40 percent. of the total surface of the package, or an area considered to be a principal display panel of the package.

(Substituted - sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

~~(5) the area not including the top, bottom, flange at top and bottom of cans, shoulders and neck of bottle and jars shall be determined as follows, namely:-~~

~~(a) in the case of a rectangular package, where one entire side can properly be considered to be the principal display panel side, the product of the height multiplied by the width of that side.~~

~~(b) in case of cylindrical or nearly cylindrical package, 40 percent of the product of the height of the package multiplied by the circumference.~~

~~(c) in case of any other shaped package, 40 per cent of the total surface of the package, or an area considered to be a principal display panel of the package.~~

~~*(Inserted sub rule wef 01.01.2016, GSR No.385 (E) dt. 14.05.2015)*~~

(5) Except size of the numbers and letters for declaring net weight, retail sale price, date of expiry or best before or use by date (wherever and as applicable) and consumer care details, the provisions under sub-rules (1) to (4) shall not apply to a package if the information to be specified on such package under this rule is also required to be given by or under any other law for the time being in force.

(Substituted - sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

8. Declaration where to appear.-

(1) Every declaration required to be made under these rules shall appear on the principal display panel.

Provided that the area surrounding the quantity declaration shall be free from printed information.

(a) above and below by a space equal to at least the height of the numeral in the declaration, and

(b) to the left and right by a space at least twice the height of numeral in the declaration.

(2) For soft drink, ready to serve fruit beverages or the like, the bottle which is returnable by the consumer for being refilled, the retail sale price may be indicated either on the crown cap, or on the bottle or on both and if the retail sale price is indicated on the crown cap or the bottle, it is sufficient to indicate the retail sale price in the form of 'MRP Rs....!./ ₹.....

9. Manner in which declaration shall be made.- (1) Every declaration which is required to be made on a package under these rules shall be ~

(a) legible and prominent;

(b) numerals of the retail sale price and net quantity declaration shall be printed, painted or inscribed on the package in a colour that contrasts conspicuously with the background of the label;

Provided that,~

(a) where any label information is blown, formed or molded on a glass or plastic surface such information need not be required to be presented in a contrasting colour;

(b) where any declaration on a package is printed either in the form of hand-writing or hand-script, such declaration shall be clear, unambiguous and legible.

(2) No declaration shall be made so as to require it to be read through any liquid commodity contained in the package.

(3) Where a package is provided with an outside container or wrapper such a container or wrapper shall also contain all the declarations which are required to appear on the package except where such container or wrapper itself is transparent and the declarations on the package itself are easily readable through such outside container or wrapper.

~~Provided that no such declarations on the inner package as required under the said rules is required, if the inner package does not contain any declaration on its outer cover. (omitted proviso - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015)~~

Provided that no such declarations on the inner package is required, if the outer package contains all declarations required under these rules. *(Substituted – proviso in sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

(4) The particulars of the declarations required to be specified under this rule on a package shall either be in Hindi in Devnagri script or in English:

Provided that nothing contained in this sub-rule shall prevent the use of any other language in addition to Hindi or English language.

10. Declaration of name and address of the manufacturer, etc.-(1) Subject to the provisions of rule 6, every package kept, offered or exposed for sale or sold shall bear conspicuously on it, the name and complete address of the manufacturer, or where the manufacturer is not the packer, the name and address of the manufacturer and the packer and in case of imported packages, the name and address of the importer:

Provided that for packages of capacity ~~5 cubic cm or less~~ 10 cubic cm or less, *(Substituted – in proviso in sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

it shall be a sufficient compliance of this sub-rule, if a mark or inscription which would enable the consumer to identify the manufacturer or packer or the importer, as the case may be, is made on the package:

Provided further that where any commodity manufactured outside India is packed in India, the package shall also contain on the principal display panel the name and complete address of the packer or the importer in India.

~~Explanation.- In this sub-rule, 'complete address' means, the postal address at which the factory is situated at which the company or firm is registered (*substituted words - wef 01.01.2016; GSR No.385 (E) dt. 14.05.2015*), and, in any other case, the name of the street, number (if any) assigned to the premises of the manufacturer or packer and either the name of the city and State where the business is carried on by the manufacturer or packer or the Postal Index Number [PIN] Code so that a consumer can identify and locate the manufacturer or packer or importer, as the case may be.~~

Explanation 1.- In this sub-rule, 'complete address' means, the postal address at which the factory is situated or company or firm is registered, and, in any other case, the name of the street, number (if any) assigned to the premises of the manufacturer or packer or importer and the name of the city and State where the business is carried on by the manufacturer or packer or importer and the Postal Index Number [PIN] Code so that a consumer can identify and locate the manufacturer or packer or importer, as the case may be. (*Substituted - Explanation as Explanation 1 in sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017*)

(2) The name of the manufacturer or packer or importer shall be the actual corporate name, or if not incorporated, the name under which the business is conducted by such manufacturer or packer or importer in India.

11. General provisions relating to declaration of quantity.-(1) In declaring the net quantity of the commodity contained in a package, the weight of wrappers and materials other than the commodity shall be excluded.

(2) Where a commodity in a package is not likely to undergo any variation in weight or measure, on account of the environmental conditions, the quantity declared on the package shall correspond to the net quantity, which will be received by the consumer, and the declaration of quantity of such package shall not be qualified by the words 'when packed' or the like.

(3) Save as otherwise provided in sub-rule (4), where a commodity in package is likely to undergo variations in weight or measure on account of environmental conditions and such variation is negligible, the declaration of quantity in relation to such package shall be made after taking into account such variation so that the consumer may receive not

less than the net quantity of the commodity as declared on the package, and the declaration of quantity on such package shall not also be qualified by the words 'when packed' or the like.

(4) The declaration of quantity in relation to commodities that are likely to undergo significant variations in weight or measures on account of environmental or other conditions may be qualified by the words “when packed”, as specified in the Third Schedule.

12. Manner in which declaration of quantity shall be.-(1) The declaration of quantity shall be expressed in terms of such unit of weight, measure or number or a combination of weight, measure or number as would give an accurate and adequate information to the consumer with regard to the quantity of the commodity contained in the package.

(2) Except in the cases of commodities specified in the Fourth Schedule, the declaration of quantity shall be in terms of the unit of -

(a) mass, if the commodity is solid, semi-solid, viscous or a mixture of solid and liquid;

(b) length, if the commodity is sold by linear measure;

(c) area, if the commodity is sold by area measure;

(d) volume, if the commodity is liquid or is sold by cubic measure; or

(e) number, if the commodity is sold by number:

(3) Where the declaration of quantity has been made in terms of mass, the manufacturer or importer, as the case may be, the packer may, at his option make an additional declaration on the package as to the number of commodities contained in the package.

(4) Where the declaration of quantity by weight or measure or number is not sufficient to give full information to the consumer with regard to the dimensions or number of commodity contained in the package, such declaration shall be accompanied by a declaration of the dimensions or number, or both, where necessary, of the commodity contained in the package.

(5) Where it is necessary to communicate to the consumer any additional information about the commodity contained in a package, such information shall also appear on the same panel in which the other information, as required by these rules, have been indicated.

~~(6) The declaration of quantity shall not contain any word or expression which tends to create an exaggerated, misleading or inadequate impression as to the quantity of the commodity contained in the package, for example, words or expressions like 'minimum', 'not less than', 'average', 'about', 'approximately' or other words of a similar nature.~~

(6) *The declaration of quantity under these rules, shall not contain any word or expression, of sort whatsoever, which tends to create or likely to create an exaggerated, misleading or inadequate expression as to the quantity of the commodity contained in the package, (substituted for Rule 12 (6) - wef 01.07.2012; GSR No. 784(E) dt. 24.10.2011)*

(7) For packages having capacity ~~5 cubic cm or less~~ *ten cubic centimeters or less (substituted words - wef 14.05.2015; GSR No. 385 (E) dt. 14.05.2015)* the declaration of quantity shall be made on a tag, card, tape, or any other similar devices affixed to the container in such manner that it cannot be removed without opening the container and every such tag, card, tape or other devices shall contain mark or inscription which will enable the consumer to identify the manufacturer or packer, as the case may be.

13. Statement of units of weight, measure or number.- (1) The units of weight or measure or number shall be specified in accordance with the units specified in sub-rule (2) or sub-rule (3), as the case may be.

(2) When expressing a quantity less than,-

- (a) one kilogram, the unit of weight shall be the gram;
- (b) one metre, the unit of length shall be the centimetre;
- (c) one square metre, the unit of area shall be the square decimetre;
- (d) one cubic metre, the unit of volume shall be one cubic centimetre;
- (e) one cubic decimetre, the unit of volume shall be the cubic centimetre;

(f) one litre, the unit of volume shall be the millilitre.

(3) When expressing a quantity of equal to or more than-

(a) one kilogram, the unit of weight shall be the kilogram and any fraction of a kilogram shall be expressed in terms of decimal of sub-multiples of kilogram or in terms of grams;

(b) one metre, the unit of length shall be the metre and any fraction of a metre shall be expressed in terms of decimal of sub-multiples of the metre or in terms of centimetre;

(c) square metre, the unit of the area shall be the square metre and any fraction of a square metre shall be expressed in terms of decimal of sub-multiple of the square metre.

(d) cubic metre, the unit of volume shall be the cubic metre and any fraction of a cubic metre shall be expressed in terms of decimal sub-multiple of the cubic metre;

(e) one litre, the unit of volume shall be the litre and any fraction of a litre shall be expressed in terms of decimal of sub-multiple of the litre:

Provided that where the quantity to be expressed is equal to one kilogram, one metre, one square metre, one cubic decimetre, one cubic metre or one litre, as the case may be, such quantity may be expressed at the option of the manufacturer or the packer or the importer, as the case may be, in terms of gram, centimetre, square decimetre, cubic centimetre, cubic decimetre or millilitre as the case may be.

(4) No number called the dozen, score, gross, great gross or the like shall be specified or indicated on any package.

(5) Symbol of units:- (i) No system of units other than the International System of Units shall be used in furnishing the net quantity of the packages and

(ii) For items sold by number the symbol should be N or U.

***Explanation:** for the purpose of this sub-rule, it is clarified that for indicating the unit for litre, the letter 'L' may be adopted to avoid confusion with the letter 'l' and figure '1'. (Inserted explanation - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015)*

(6) where there are number of packages of the same commodity in a prepackage, the number of packages and the quantity of each package shall be indicated as a supplementary quantity declaration in the package.

Explanation: for the purpose of this sub-rule, where the net quantity is one hundred grams, the number of packages multiplied by the net quantity of each package shall be separately indicated in numbers multiplied by its individual weight (i.e. 10 number x 10 gram). **(Inserted sub-rule - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015)**

14. Declarations with regard to dimensions of certain commodities.- Where a package contains commodities like bed-sheets, hemmed fabric materials, dhotis, sarees, napkins, pillow-covers, towels, table cloths or similar other commodities, the number and the dimensions of finished size of such commodities shall also be declared on the package or on the label affixed thereto:

Provided that where the package contains more than one piece of different dimensions, the package shall also contain a declaration as to the dimensions and the retail sale price of each such piece:

Provided further that the dimensions of the commodities and the retail sale price thereof shall also be marked on each individual piece.

15. Declaration with regard to dimensions and weight to be made on packages in certain cases.- Where the dimensions and weight, or combination thereof, a commodity has or have a relationship to the price of that commodity, the declaration of quantity on the package containing such commodity, shall also include a declaration as to such dimensions, weight or combination.

16. Declarations to be made with regard to the number of usable sheets to be stated.- In the case of a package containing sheets like aluminum foil, facial tissues, waxed paper, toilet paper or any other type of sheet, the declaration of quantity on the package shall also include a statement as to the number of usable sheets contained in the package and the dimensions of each such sheet.

17. Declarations with regard to the dimensions of container type commodities.-

The commodities shall be expressed as bags, boxes, cups, pans or the like designed and sold in retail trade for being used as containers for other materials or objects and shall be labeled with the declaration of quantity as follows.--

- (i) for bag-type commodities, the number of bags which the package may contain, followed by linear dimensions of the bags, whether packaged in a perforated roll or otherwise;
- (ii) for square, oblong, rectangular or similarly shaped containers, the number of containers which the package may contain, followed by length, width, and if required, depth of the container.
- (iii) for circular or generally round-shaped containers, not being cups or the like the number of commodities contained therein followed by diameter and, if necessary, depth of the container.
- (iv) When the use of a container is related by label references, the standard weight or measure, to the capability of the container to hold a specific quantity of a commodity or a class of commodities such references shall be included in the declaration of quantity.

18. Provisions relating to wholesale dealer and retail dealers.-(1) No wholesale dealer or retail dealer or importer shall sell, distribute, deliver, display or store for sale any commodity in the packaged form unless the package complies with in all respects, the provisions of the Act and these rules.

(1A) The wholesale dealer shall be allowed to sell the pre-packaged commodities directly to the industrial and institutional consumers. *(Inserted – sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

(2) No retail dealer or other person including manufacturer, packer, importer and wholesale dealer shall make any sale of any commodity in packed form at a price exceeding the retail sale price thereof.

“(2A) Unless otherwise specifically provided under any other law, no manufacturer or packer or importer shall declare different maximum retail prices on an identical pre-packaged commodity by adopting restrictive trade practices or unfair trade practices as defined under clause (c) (r) of sub-section (1) of section 2 of the Consumer Protection Act, 1986 (68 of 1986). *(Inserted – sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017).*

(3) Where, after any commodity has been pre-packed for sale, any tax payable in relation to such commodity is revised, the retail dealer or any other person shall not make any retail sale of such commodity at a price exceeding the revised retail sale price, communicated to him by the manufacturer, or where the manufacturer is not the packer, the packer, and it shall be, the duty of the manufacturer or packer as the case may be, to indicate by not less than two advertisements in one or more newspapers and also by the circulation of notices to the dealers and to the Director in the Central Government and Controllers of Legal Metrology in the States and Union Territories, the revised prices of such packages but the difference between the price marked on the package and the revised price shall not, in any case, be higher than the extent of increase in the tax or in the case of imposition of fresh tax higher than the fresh tax so imposed:

Provided that publication in any newspaper, of such revised price shall not be necessary where such revision is due to any increase in, or imposition or, any tax payable under any law made by the State Legislatures

Provided further that the retail dealer or other person, shall not charge such revised prices in relation to any packages except those packages which bear marking indicating that they were pre-packed in the month in which such tax has been revised or fresh tax has been imposed or in the month immediately following the month aforesaid;

Provided also that where the revised prices are lower than the price marked on the package, the retail dealer or other person shall not charge any price in excess of the revised price, irrespective of the month in which the commodity was pre-packed.]

(4) Nothing in sub-rule (3) shall apply to a package which is not required, under these rules to indicate the month and the year in which it was pre-packed.

(5) No wholesale dealer or retail dealer or other person shall obliterate, smudge or alter the retail sale price, indicated by the manufacturer or the packer or the importer, as the case may be, on the package or on the label affixed thereto.

(6) The manufacturer or packer or the importer shall not alter the price on the wrapper once printed and used for packing.

(7) All retailers who are covered under the Value Added Tax (VAT) or Turn Over Tax (TOT) and dealing in packaged commodities whose net content declaration is by weight or volume or a combination thereof shall maintain an electronic weighing machine of at least accuracy class III, with smallest division of atleast 1 g, with the facility to issue a printed receipt indicating among other things, the gross quantity, price and the like at a prominent place in their retail premises, free of cost, for the benefit of consumers and the consumers may check the weight of their packaged commodities purchased from the shop on such machine.

(8) (1) *All the marketing companies, manufacturers, packers, importers or distributors of the Liquefied Petroleum Gas cylinder shall maintain a check weigher or a non-automatic weighing instrument, digital or analogue, of accuracy class-III (Max. 50 kg, e=10g) to check the weight of the liquefied petroleum gas cylinder. (inserted - subrule, wef 01.07.2013, GSR No. 359 dt.0606.2013).*

(2) *the marketing companies, manufactures, packers, importers or distributors referred to in sub-rule (1) , shall provide to the delivery man to measure or weigh the correct quantity of the Liquefied Petroleum Gas cylinder. (inserted - subrule, wef 01.07.2013, GSR No. 359 dt.0606.2013)*

19. Inspection of quantity and error in packages at the premises of the manufacturer or packer.

(1) With a view to ascertain whether any package or lot of packages complies with provisions of these rules in all respects, the Director, Controller or any Legal Metrology Officer empowered to inspect under section 15 of the Act (hereafter referred to as in these rules) the authorized person may examine the packages and carry out the tests at the premises of the manufacturer or where the manufacturer is not the packer, of the packer and when he carries out such examination or tests, he shall draw samples from such lot of packages, in such manner and in such number as are specified in the Fifth Schedule and the tests aforesaid shall be carried out in accordance with the method specified in the Sixth Schedule.

(2) The Director, Controller or any Legal Metrology Officer shall enter in the Form set out in the Seventh Schedule, the detailed results of the tests carried out by him under sub-rule (1) and shall obtain, on the said Form, the signature of the manufacturer or, as

the case may be, of the packer, or his authorized agent, or, in the absence of both, or on their refusal to affix such signature, the signature of a competent witness and copy of the data sheet containing the result shall be given to the manufacturer or packer, as the case may be.

(3) On the completion of the examination and tests carried out under sub-rule (1), the Director, Controller or any Legal Metrology Officer shall make a report indicating therein his findings with regard to the declarations required to be made under these rules and as to the net quantity originally contained in the sample packages and the extent of error, if any, noticed by him and furnish a copy of such report to the manufacturer or the packer, as the case may be.

(4) If it appears from the report referred to in sub-rule (3) that-

(a) ~~the statistical average~~ *the corrected average (substituted - words, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)* of the net quantity contained in the packages drawn as samples is lesser than the quantity declared on the packages or on the labels affixed thereto; or

~~(b) any such package shows an error in deficiency greater than the maximum permissible error, the Director, Controller or any Legal Metrology Officer shall, if for good and sufficient reason, requested by the manufacturer or packer or his authorized agent, so to do, take out as soon as may be practicable, fresh samples and carry out fresh tests in accordance with the provisions of these rules and where fresh tests are made, the Director, Controller or any Legal Metrology Officer, as the case may be, shall collect a fee of two thousand five hundred rupees from the manufacturer or packer for carrying out fresh test.~~

~~Provided that where fresh tests are carried out, no package contained in the lot, which was previously tested under this rule, shall be sold or distributed by the manufacturer or packer, as the case may be, unless the provisions of the sub-rule (5) or as the case may be, sub-rule (6), are complied with.~~

(b) the number of packages that show an error in deficiency exceeding the maximum permissible error is greater than that shown in column 4 of Table under Fifth Schedule; or

(c) any such package shows an error in deficiency exceeding twice the maximum permissible error;

(d) the Director, Controller or the Legal Metrology Officer shall require the manufacturer or packer to make a cent percent check of the packages contained in the lot and authorise sale, distribution or delivery of only such packages with error in deficiency in the net quantity less than the maximum permissible error and the remaining packages shall be allowed to be sold distributed or delivered by the manufacturer or packer after it has been repacked or relabeled, as the case may be, so as to comply with the provisions of the Act and these Rules.

(substituted - clause (b),(c) and inserted clause (d) words, wef 01.01.2018, GSR No.629(E) dt.23.06.2017).

~~(5)(a) where, as a result of any test carried out under this rule, it is found that any package contained in the lot does not conform to all or any of the provisions of the Act or of these rules, the manufacturer or the packer shall make a cent per cent check of the packages contained in the lot and pick out from the lot the packages which conform to all the provisions of the Act and of these rules.~~

~~(b) When the Director, Controller or any Legal Metrology Officer is satisfied that the packages picked out by the manufacturer or packer conforms to all the provisions of the Act and of these rules, he shall authorize the sale, distribution or delivery of such packages.~~

~~(c) Where, as a result of such cent percent check by the manufacturer or packer, any package is found to be not conforming to all or any or of the provisions of the Act or of these rules, such package shall not be sold, distributed or delivered until it has been re-packed, re-processed or relabeled, as the case may be, in accordance with the provisions of the Act and of these rules.~~ *(omitted - sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017).*

~~(6) A lot of packages shall be approved for sale if, and only if, as a result of the tests carried out under this rule, it is found that (a) the statistical average of the net quantity contained in the sample packages is equal to, or more than, the quantity declared on the package or on the label affixed thereto.~~

~~(b) the extent of error in deficiency in none of such sample packages exceeds the maximum permissible error.~~

~~(c) each such package bears thereon or a label affixed thereto the declaration required to be made under these rules.~~

(6) A lot of packages shall be approved for sale if as a result of the test carried out under this rule, it is found that-

(a) the corrected average net quantity of the sample packages is equal to or more than the declared net quantity;

(b) the number of packages that show an error in deficiency exceeding the maximum permissible error is not more than that shown in column 4 of the Table under Fifth Schedule;

(c) no package shows an error in deficiency exceeding twice the maximum permissible error;

(d) every package bears thereon or on a label affixed thereto the declarations required to be made under these rules.

(substituted - sub rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017).

~~(7) The requirement of mandatory declarations on the packages shall be ensured either at the factory level or at the depot of the factory.~~

(7) The requirement of mandatory declarations on the packages shall be ensured either *(corrigendum for Rule 19(7); GSR No.832(E) dt. 23.11.2011)* at the factory level and at the depot of the factory. *(substituted for Rule 19(7) - wef 01.07.2012; GSR No.784(E) dt. 24.10.2011)*

~~(8) For non-compliance of the provisions of this rule, action may be taken after seizing five representative samples of the packages as evidence and the rest of the packages may be released once compliance is ensured by the manufacturer or the packer, as the case may be.~~

(8) For non-compliance of the provisions of this rule, action may be taken after seizing five representative samples of the packages as evidence and the rest of the packages may be released

only after compliance is completed by the manufacturer or the packer, as the case may be. *(substituted for Rule 19(8) - wef 01.07.2012; GSR No.784(E) dt. 24.10.2011)*

~~20. Action to be taken on completion of inspection of packages at the premises of the manufacturer or the packer.-~~

~~(1) If it appears from the report referred to in sub-rule (3) of rule 19 that,-~~

~~(a) the statistical average of the net quantity contained in the packages drawn as samples under that rule is lesser than the quantity declared on the packages or on the labels affixed thereto, or any such package shows an error in deficiency greater than the maximum permissible error, or~~

~~(b) any such package does not bear thereon or on the label affixed thereto the declarations to be made under these rules, the Director, Controller or any Legal Metrology Officer shall take action as given below, namely:-~~

~~(i) seize the packages drawn by him as samples and shall take adequate steps for the safe custody of the seized packages until they are produced in the appropriate court as evidence;~~

~~(ii) based on the evidence initiate action for violations of the provisions of the Act and these rules:~~

~~Provided that no such action shall be taken if fresh tests are carried out under sub-rule (4) of rule 19, but if after such fresh tests any such error or omission as is referred to in this sub-rule is detected, the Director, Controller or any Legal Metrology Officer shall take appropriate action as specified in this sub-rule in accordance with the provisions of the Act against the manufacturer or, as the case may be, the packer.~~

~~(3) The disposal of the seized packages shall be made in accordance with the provisions of the Code of Criminal Procedure, 1973 (2 of 1974).~~

20. Action to be taken on completion of inspection of packages at the premises of the manufacturers or the packer.- (1) If it appears from the report referred to in sub-rule (3) of rule 19 that,-

- (a) the corrected average net quantity contained in the packages drawn as samples is lesser than the quantity declared on the package or the label affixed thereto; or
- (b) any such packages showing an error in deficiency exceeding the maximum permissible error is greater than the number specified in column 4 of the Table in the Fifth schedule; or
- (c) any package has an error in deficiency exceeding twice the maximum permissible error; or
- (d) any such package does not bear thereon or on the label affixed thereto the declarations to be made under these Rules;

the Director, Controller, or the Legal Metrology Officer shall take following action, namely:-

- (i) seize the packages drawn by him as samples and take adequate steps for the safe custody of the seized packages until they are produced in the appropriate court as evidence;
- (ii) based on the evidence initiate action for violations as per the provisions of the Act and these rules.

(2) The disposal of the seized packages shall be done in accordance with the provisions of the Code of Criminal Procedure, 1973(2 of 1974). *(substituted - rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)*

21. Inspection of quantity and error in packages at the premises of the wholesale dealer or retail dealer.

(1) Ordinarily, any test in relation to the net quantity contained in a package shall not be carried out at the premises of the retail dealer or the wholesale dealer, unless-

- (i) a complaint is received by the Director or Controller or any Legal Metrology Officer to the effect that the package sold or delivered to the complainant does not contain quantity declared on the package or on the label affixed thereto;
- (ii) the Director or Controller or any Legal Metrology Officer has reason to suspect that any package has been tampered with or that there has been any pilferage or leakage of the commodity contained in the packages

(iii) the Director or Controller or any Legal Metrology Officer has reason to suspect that any package, or any label affixed thereto, does not bear thereon all or any of the declarations which are required to be made under these rules.

(2) Where any test is carried out in pursuance of the provisions of sub-rule (1), the Director, Controller or any Legal Metrology Officer shall verify whether the quantity contained in the package corresponds to the quantity declared on such packages or any label affixed thereto and where quantity contained in package is less than the declared quantity, whether the deficiency is more than the maximum permissible error in relation to that commodity.

(3) Where the Director, Controller or any Legal Metrology Officer finds on a test carried out under this rule that the error in deficiency in any package kept or stored for sale, distribution or delivery at the premises of the retail or wholesale dealer is more than the maximum permissible error in relation to that commodity, he shall seize such package and take appropriate action against the retail dealer or the wholesale dealer, as the case may be, in accordance with the provisions of the Act:

Provided that where the package bears the legend 'when packed', no punitive action shall be taken against the retail dealer or wholesale dealer if the Director, Controller or any Legal Metrology Officer is satisfied after the necessary test that the deficiency in the net quantity contained in the package is due to environmental conditions.

(4) Where as a result of any test made under this rule, it is found that the net quantity contained in the package conforms to the declared quantity or where there is a deficiency, such deficiency is not more than the maximum permissible error, the retail dealer shall be at liberty to sell or deliver or distribute such commodity at the price determined based on of the quantity found on such tests.

(5) Where, as a result of any test made under this rule, it is found that any package, or any label affixed thereto, does not bear thereon all or any of the declarations required to be made under these rules, it shall be lawful for the Director, Controller or any Legal Metrology Officer to make such inquiries as to the source from which such package was received by the wholesale dealer or the retail dealer as the case may be, as he may think fit.

22. Establishment of maximum permissible error on package.-

(1) The maximum permissible error in relation to the commodities shall be such as is indicated in the First Schedule.

(2) While establishing the maximum permissible error in relation to the net quantity of commodities contained in packages, due account shall be taken of the following causes which may lead to variation in quantity, namely:-

(a) variations caused by unavoidable deviation in weighing, measuring or counting the contents of individual packages that may occur in good packaging practice;

(b) variations caused by the ordinary and customary exposure to conditions, such as, climate, transport, storage or the like that normally occur in good distribution practice after the commodity is introduced in trade or commerce; and

(c) variations due to the nature of packaging material or container.

(3) The Director or Controller or the Legal Metrology officer shall determine, or cause to be determined, in relation to any commodity, the declaration in respect of the net quantity of which is permitted to be qualified by the words 'when packed'; the reasonable variations which may take place because of the environmental conditions.

23. Deceptive packages to be repacked or in default to be seized.-

(1) If, on the determination of the quantity contained in the sample packages, the Director or Controller or the Legal Metrology officer the authorized person finds that the quantity contained in the package agrees with the declaration of the quantity made on the package or label thereon but the package is a deceptive package, he shall require the manufacturer or the packer, as the case may be, to repack and re-label such package and in the event of the omission or failure on the part of the manufacturer or the packer, as the case may be, to repack or re-label such deceptive package, in accordance with the standards established by or under these rules, seize them, take appropriate punitive action in accordance with the Act and take adequate steps for the safe custody of such packages until they are produced in the court as evidence.

Explanation: For the purpose of this rule, 'deceptive package' means a package which is so designed as to deliberately given to the consumer an exaggerated or misleading

impression as to the quantity of the commodity contained therein, except where bigger dimensions of the package can be justified by the manufacturer or the packer, as the case may be, on the ground that such dimensions are necessary for giving protection to the commodity contained in such package or for meeting the requirements of the machine used for filling such package.

(2) If the seized packages contain any commodity which is subject to speedy or natural decay, the Director or Controller or the Legal Metrology officer shall dispose of the commodity in accordance with the rules made under the Act.

CHAPTER III

PROVISIONS APPLICABLE TO WHOLESALE PACKAGES

24. Declarations applicable to be made on every wholesale package

Every wholesale package shall bear thereon a legible, definite, plain and conspicuous declaration as to –

- (a) The name and address of the manufacturer or importer or where the manufacturer or importer is not the packer, of the packer;
- (b) the identity of the commodity contained in the package; and
- (c) the total number of retail package contained in such wholesale package or the net quantity in terms of standard units of weights, measures or number of the commodity contained in wholesale package;

Provided that nothing in this rule shall apply in relation to a wholesale package if a declaration similar to the declarations specified in this rule, is required to be made on such wholesale packages by or under any other law for the time being in force.

CHAPTER IV

EXPORT OF PACKAGED COMMODITIES

25. Restrictions on sale of export packages in India.-An export package shall not be sold in India unless the manufacturer or packer has re-packed or relabeled the commodity in accordance with the provisions contained in Chapter II, and where any export package is sold in India without such re-packing or re-labeling, such package shall be liable to be seized in accordance with the provisions of the Act.

CHAPTER V
EXEMPTIONS

26. Exemption in respect of certain packages.-Nothing contained in these rules shall apply to any package containing a commodity if—

(a) the net weight or measure of the commodity is ten gram or ten millilitre or less, if sold by weight or measure;

~~Provided that the declaration in respect of maximum retail price and net quantity shall be declared on packages containing 10 g to 20 g or 10 ml to 20 ml;~~*(omitted proviso - wef 01.07.2012; GSR No.784(E) dt. 24.10.2011)*

Provided that the provisions of this clause shall not be applicable for tobacco and tobacco products. (Inserted proviso - wef 01.01.2016; GSR No.385 (E) dt. 14.05.2015)

(b) any package containing fast food items packed by restaurant or hotel and the like;
~~(c) it contains scheduled formulations and non-scheduled formulations covered under the Drugs (Price Control) Order, 1995 made under section 3 of the Essential Commodities Act, 1955 (10 of 1955);~~

(c) it contains scheduled formulations and non-scheduled formulations covered under the Drugs (Price Control) Order, 2013 made under section 3 of the Essential Commodities Act, 1955 (10 of 1955):

Provided that no exemption shall be applicable to medical devices declared as drugs. (substituted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

~~(d) Agricultural farm produces in packages of above 50 kg.~~

(omitted - clause, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

(e) Any thread which is sold in coil to handloom weavers. *(inserted - wef 04.12.2014; GSR No.870(E) dt. 04.12.2014)*

CHAPTER VI

REGISTRATION OF MANUFACTURERS, PACKERS AND IMPORTERS

27. Registration of manufacturers, packers and importers.-

(1) Every individual, firm, Hindu undivided family, society, company or corporation who or which pre-packs or imports any commodity for sale, distribution or delivery shall make an application, accompanied by a fee of rupees five hundred, to the Director or the Controller for the registration of his or its name and complete address; and every such application shall be made,-

- (i) in the case of an applicant pre-packing or importing any commodity at the commencement of these rules, within ninety days from such commencement; or
- (ii) in the case of any applicant who or which commences pre-packing or importing of any commodity after the commencement of these rules, within thirty days from the date on which he or it commences such pre-packing.

(2) Every application referred in sub-rule (1) shall contain the following particulars, namely:-

- (a) the name of the applicant;
- (b) the complete address of the premises at which the pre-packing or import of one or more commodities is made by the applicant; and
- (c) the name of the commodity or commodities pre-packed or imported by the applicant.

Explanation: In this sub-rule, 'complete address' has the meaning assigned to it in the explanation to sub-rule (1) of rule 10.'

(3) For making any alteration in the registration certificate issued under sub rule (1), a fee of rupees one hundred shall be paid by the concerned manufacturer or packer or importer to the Director or Controller.

(4) On receipt of the application made under sub-rule (1), the Director or Controller, who shall be the Registering Authority, shall-

- (a) if the application is not complete in all respects, return the same to the applicant within a period of seven working days from the date of receipt of the application;
- (b) if the application is complete in all respects, register the applicant and grant a registration certificate to the applicant to that effect.

28. Registration of shorter address permissible.-(1) It shall be lawful for any manufacturer or packer to make an application to the Director or the Controller for the registration of a shorter address, in addition to the complete address referred to in sub-rule (2) of rule 27.

(2) The Director or the Controller may, if he is satisfied after an inquiry that the shorter address is sufficient to enable the consumer or any other person to identify the manufacturer or the packer, register such a shorter address.

(3) Where a shorter address is registered by the Director or the Controller, it shall be lawful for the manufacturer or packer to state such shorter address on the label of each commodity pre-packed by him or it.

29. Registration of manufacturers and packers, etc.-

(1) The Director or the Controller shall enter in a register, to be maintained by him for the purpose, the name and complete address of each manufacturer or packer by whom application for such registration has been made to him under rule 27.

(2) The register referred to in sub-rule (1) shall be open to the inspection of the public without payment of any fee.

30. Compilation of lists of manufacturers or packers and their circulation. - The Director or the Controller shall compile a State-wise list of the manufacturers and packers registered by him under rule 29 and shall circulate such list to the Controller of the concerned State to enable the Controller to take, or cause to be taken, samples at the premises of the manufacturer or, where the manufacturer is not the packer, of the packer.

**CHAPTER VII
GENERAL**

31. (1) Any advertisement mentioning the retail sale price of the pre-packaged commodity shall contain a declaration as to the net quantity or number of the commodity contained in the package.

(2) The font size of the net quantity in the advertisement shall be the same as that of retail sale price.

32. ~~Penalty for contravention of Rules~~

(1) ~~Whoever contravenes the provisions of rules 27 to 31 27 and 28 (*Inserted words-wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015*) he shall be punished with a fine of four thousand rupees.~~

(2) ~~Whoever contravenes any other provision of these rules, for the contravention of which no punishment has been provided either in the Act or in the rules (*omitted words-wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015*) he shall be punished with a fine of two thousand rupees.~~

(3) ~~*Sum of compounding of offences:* the sum of compounding of offences committed under the said Act shall be as specified in the following Table, namely:-~~

TABLE

Sr. No.	Offence	Compounding Amount	
		If the application for compounding is by retailer or wholesale dealer	If the application for compounding is by manufacturer or importer
1	2	3	4
1	Contravention of section 29	Rupees two thousand	Rupees ten thousand
2	Contravention of sub-section (1) section 36	Rupees five thousand	Rupees twenty five thousand
3	Contravention of sub-section (2) section 36	Rupees ten thousand	Rupees fifty thousand
4	Selling of products more than the Maximum Retail Price	Rupees two thousand	Rupees five thousand

~~(inserted subrule, wef 06.06.2013, GSR No. 359 dt.0606.2013).~~

32. Fine for contravention of rules.-

Whoever contravenes any provisions of these rules, for which no punishment is provided, shall be punished with a fine of five thousand rupees.

(substituted - rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

32A. Sum of compounding of offences.- The sum of compounding of offences committed under the Act shall be as specified in the following Table, namely:—

TABLE

Sr. No.	Offence	Compounding Amount	
		If the application for compounding is by retailer or wholesale dealer	If the application for compounding is by manufacturer or importer
1	2	3	4
1	Contravention of section 29	Rupees two thousand	Rupees ten thousand
2	Contravention of sub-section (1) section 36	Rupees five thousand	Rupees twenty five thousand
3	Contravention of sub-section (2) section 36	Rupees ten thousand	Rupees fifty thousand

(inserted - rule, wef 01.01.2018, GSR No.629(E) dt.23.06.2017)

33. Power to relax:(1) The Central Government may, after ascertaining the genuineness of the compounding of a case or Court decision stated in the application, (omitted - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015) permit a manufacturer or packer to pack for sale the packages for a reasonable period by relaxing one or more provision of these Rules with such corrective measures as may be specified.

(2) The Central Government may, after ascertaining the genuineness of a case stated in the application, permit a manufacturer or packer or importer to pack or sell of the packages other than the specified in the second schedule for a maximum period of one year by relaxing rules.

(inserted subrule - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012)

34. Repeal and savings.- (1) The Standards of Weights and Measures (Packaged Commodities) Rules, 1977 (herein under referred as the said rule) to are hereby repealed.

Provided that such repeal shall not affect:

- (a) the previous operations of the said rules or anything done or omitted to be done or suffered therein; or
- (b) any right, privilege, obligation or liability acquired, accrued or incurred under the said rules; or
- (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the said rules; or
- (d) any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid.

And any such investigation, legal proceedings or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said rules had not been rescinded.

(2) Notwithstanding such repeal anything done or any action taken or purported to have been done or taken including approval of letter, the exemption granted, fees collected, any adjudication, inquiry or investigation commenced, license and registration of manufacturers, dealers, importers of pre-packaged commodities, or show cause notice, decision, determination, approval, authorisation issued, given or done under the said rules shall if in force at the commencement of the said rules continue to be in force and have effect as if issued, given or done under the corresponding provisions of these rules.

(3) The provisions of these rules shall apply to any application made to the Central Government or as the case may be the State Government under the said rules for licence, registration of manufacturers, importers, dealers of pre-packaged commodities pending at the commencement of these rules and to any proceedings consequent thereon and to any registration granted in pursuance thereof.

(4) Any legal proceeding pending in any court under the said rules at the commencement of these rules may be continued in that court as if these rules had not been framed.

(5) Any appeal preferred to the Central Government or as the case may be the State Government under the said rules and pending shall be deemed to have been made under the corresponding provisions of these rules.

THE FIRST SCHEDULE

[See Rule 2(e)]

1. Maximum permissible errors on net quantity declared by weight or volume.-

(1) The maximum permissible error, in excess or in deficiency, in the net quantity by weight or volume of any commodity shall be as specified in Table I below:-

TABLE-I

Maximum permissible errors on net quantities declared by weight or by volume

Sl. No.	Declared quantity g or ml	Maximum permissible error in excess or in deficiency	
		As percentage of declared quantity	g or ml
(i)	up to 50	9	-
(ii)	50 to 100	-	4.5
(iii)	100 to 200	4.5	-
(iv)	200 to 300	-	9
(v)	300 to 500	3	-
(vi)	500 to 1000	-	15
(vii)	1000 to 10000	1.5	-
(viii)	10000 to 15000	-	150
(ix)	More than 15000	1.0	-

(2) The maximum permissible error specified as percentage shall be rounded off to the nearest one-tenth of a g or ml, for a declared quantities less than or equal to 1000 g or ml and to the next whole g or ml for declared quantities above 1000 g or ml.

2. The maximum permissible errors on net quantity declared by length, area or

number. - (1) The maximum permissible error, in excess or in deficiency, in the net quantity declared in terms of length, area or number of any commodity not specified in the First Schedule shall be as specified in Table II below:-

TABLE -II

The maximum permissible errors on net quantities declared by length, area or number

Sl. No.	Quantity Declared	Maximum permissible error in excess or in deficiency
(i)	in units of length	2% of declared quantity up to 10 metre and thereafter 1% of declared quantity.
(ii)	in units of area	4% of declared quantity up to 10 sq. metre and thereafter 1% of declared quantity.
(iii)	by number	2% of declared quantity.

***THE SECOND SCHEDULE**

(See rule 5)

Commodities to be packed in specified quantities

The following commodities shall be packed in such quantities by weight, measure or number as are specified in the corresponding entries against them.

Sl. No.	Commodities	Quantities in which to be packed
1.	2.	3.
1.	Baby food	100g, 200g, 300g, 400g, 500g, 600g, 700g, 800g, 900g, 1kg, 2kg, 5kg and 10kg. -
2.	Weaning food.	100g, 200g, 300g, 400g, 500g, 600g, 700g, 800g, 900g, 1kg, 2kg, 5kg and 10kg. -
3.	Biscuits	25g, 50g, 75g, 100g, 150g, 200g, 250g, 300g and thereafter in multiples of 100g up to 1kg.
4.	Bread including brown bread but excluding bun.	100g and thereafter in of multiples 100g.
5.	Un-canned packages of butter and margarine	25g, 50g, 100g, 200g, 500g, 1kg, 2kg, 5kg, and thereafter in multiples of 5kg.
6.	Cereals and Pulses	100g, 200g, 500g, 1kg, 2kg, 5kg and thereafter multiples of 5kg
7.	Coffee	25g, 50g, 100g, 200g, 250g, 500g, 1kg and thereafter in multiples of 1kg.
8.	Tea	25g, 50g, 100g, 125g, 250g, 500g, 1kg and thereafter in multiples of 1kg.
9.	Materials which may be constituted	25g, 50g, 100g, 200g, 500g, 1kg and thereafter in multiples of 1kg.

	or reconstituted as beverages:	
10	Edible Oils Vanaspati, ghee, butter oil	50 g, 100 g, 200 g, 500 g, 1 kg, 2 kg, 3 kg, 5 kg and thereafter in multiples of 5 kg If net quantity is declared by volume the same number in milliliters or liters, as the case may be. If the net quantity is declared by volume, then the equivalent quantity in terms of mass to be declared in brackets in same size of letters/ numerals
11.	Milk Powder:	Below 50g no restriction, 50 g, 100g, 200g, 500 g, 1 kg and thereafter in multiples of 500 g.
12.	Non-soapy detergents (powder)	Below 50 g no restriction, 50g, 100g, 200g, 500g, 700g, 1kg, 1.5 kg, 2 kg and thereafter, in multiples of 1 kg.
13.	Rice(powdered), flour, atta, rawa and suji.	100g, 200g, 500g, 1kg, 2kg, 5 kg and thereafter in multiples of 5 kg.
14.	Salt	Below 50g in multiples of 10g, 50g, 100g, 200g, 500g, 750g, 1 kg, 2 kg, 5 kg and thereafter in multiples of 5 kg.
15.	Soaps	-
	(a) Laundry Soap	50g, 75g, 100g, and thereafter in multiples of 50g.
	(b) Non-soapy detergent cakes/ bars:	50g, 75g, 100g, 125g, 150g, 200g, 250g, 300g and thereafter in multiples of 100g
	(c) Toilet Soap including all kinds of bath soap (cakes):	25g, 50g, 75g, 100g, 125g, 150g and thereafter in multiples of 50g.
16.	Aerated soft drinks, non- alcoholic beverages:	65 ml (fruit based drinks only), 100 ml, 125ml(fruit based drinks only), 150 ml, 200 ml, 250 ml, 300 ml, 330ml(in cans only), 500 ml, 750 ml, 1 litre, 1.5 litre, 2 litre, 3 litre, 4 litre and 5 litre:
17.	Mineral water and drinking water	100 ml, 150 ml, 200 ml, 250 ml, 300 ml, 500 ml, 750 ml, 1 litre, 1.5 litre, 2 litre, 3 litre, 4 litre and 5 litre:
18.	Cement in bags:	1 kg, 2 kg, 5 kg, 10 kg, 20 kg, 25 kg, 40 kg (for White cement only) and 50 kg. -
	(a) Paint (other than paste paint or solid paint) varnish, varnish stains, enamels:	50 ml, 100 ml, 200 ml, 500 ml, 1 litre, 2 litre, 3 litre, 4 litre, 5 litre and thereafter in multiples of 5 litre.
	(b) Paste paint and solid paint	500g, 1 kg, 1.5 kg, 2 kg, 3 kg, 5 kg, 7kg and thereafter multiple of 5 kg.
	(c) Base paint: -	450 ml, 500 ml, 900 ml, 925 ml, 950 ml, 975 ml, 1 litre, 3.6 litre, 3.7 litre, 3.8 litre, 3.9 litre and 4 litre and no restriction above 4 litre.!

**(substituted - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012)*

*** THE SECOND SCHEDULE**
(See rule 5)

Commodities to be packed in specified quantities

The following commodities shall be packed in such quantities by weight, measure or number as are specified in the corresponding entries against them.

Sl. No.	Commodities	Quantities in which to be packed
1.	2.	3.
1.	Baby food	25g, 50g,100g, 200g, 300g, 350g, 400g, 450g,500g, 600,g, 700 g, 800 g, 900g, 1 kg, 2kg, 5 kg and 10 kg.
2.	Weaning food.	below 50g no restriction, 50g,100g, 200g, 300g, 400g, 500g, 600g, 700g, 800g, 900g, 1 kg, 2 kg, 5 kg and 10 kg. <i>75g, 125g, 150g, 250g (inserted - wef 06.06.2013, GSR No. 359 dt.0606.2013).</i>
3.	Biscuits	25g, 50g, 60g, 75g, 100g, 120g, 150g, 200g, 250g, 300g 350g, 400g <i>(inserted - wef 06.06.2013, GSR No. 359 dt.0606.2013)</i> and thereafter in multiples of 100g up to 1 kg and thereafter in multiples of 500g upto 5 kg,
4.	Bread including brown bread but excluding bun.	50g and thereafter in of multiples 50g upto 500g and above 500g in multiples of 100g.
5.	Un-canned packages of butter and margarine	below 25 g no restriction, 25g, 50 g, 100 g, 200 g, 500 g, 1 kg, 2 kg, 5 kg, and thereafter in multiples of 5 kg.
6.	Cereals and Pulses	below 100g no restriction, 100g, 200g, 500g, 1 kg, 2 kg, 5 kg and thereafter multiples of 5 kg
7.	Coffee	below 25g no restriction, 25g, 50g, 75g, 100g, 150g, 200g, 250g, 500g, 750g <i>(inserted - wef 06.06.2013, GSR No. 359 dt.0606.2013)</i> , 1kg 1.5kg, ,and thereafter in multiples of 1kg.
8.	Tea	below 25g no restriction, 25g, 50g, 100g, 125g, 250g, 500g, 1kg and thereafter in multiples of 1kg. below 25g no restriction, 25g, 50g, 75g, 100g, 125g,150g, 200g, 250g, 500g, 750g, 1kg, 1.5 kg, 2kg and thereafter in multiples of 1kg <i>(substituted - wef 06.06.2013, GSR No. 359 dt.0606.2013)</i>
9.	Materials which may be constituted or reconstituted as beverages.	below 50 g no restriction, 50g,75g, 100 g, 125g <i>(inserted - wef 06.06.2013, GSR No. 359 dt.06.06.2013)</i> , 200 g, 250g, 400g, 450g, 500 g, 750g, 1 kg and thereafter in multiples of 1 kg. (56g and 61 g for medical purpose only)
10	Edible Oils Vanaspati, ghee, butter oil	50 g, 100 g, 200 g, 250g, 500 g, 550 g, 600 g, 650 g <i>(inserted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)</i> ,1 kg, 2 kg, 3 kg, 5 kg and thereafter in multiples of 5 kg below 50g no restriction, 175g,

		300g, 750g (<i>inserted - wef 06.06.2013, GSR No. 359 dt.0606.2013</i>). If net quantity is declared by volume then 50ml, 100ml, 200ml, 250ml, 500ml, 550 ml, 600ml, 650 ml (<i>inserted - wef 01.01.2018, GSR No. 629 dt.23.06.2017</i>), 1 litre, 2litre, 3 litre and 5 litre and thereafter in multiples of 5 litre and the net quantity must be declared by mass also in the same size of letters / numerals. <i>below 50ml no restriction, 175ml, 300 ml, 750ml (inserted - wef 06.06.2013, GSR No. 359 dt.06.06.2013)</i>
11.	Milk Powder.	Below 50g no restriction, 50 g, 100g, 150g, 200g, 250g, 500 g, 1 kg and thereafter in multiples of 500 g.
12.	Non-soapy detergents (powder)	Below 50g no restriction, 50 g, 75g, 100g, 150g, 200g, 250g, 500 g, 700g, 750g, 1 kg 1.5kg, 2kg, 2.5kg, 3 kg (<i>inserted - wef 06.06.2013, GSR No. 359 dt.06.06.2013</i>) and thereafter in multiples of 1kg. Below 50g no restriction, 50 g, 75g, 100g, 150g, 200g, 250g, 400g, 500 g, 700g, 750g, 1 kg 1.5kg, 2kg and thereafter in multiples of 1kg. (<i>substituted quantities - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015</i>)
13.	Rice(powdered), flour, atta, rawa and suji.	100g, 200g, 500g, 1kg, 1.25kg, 1.5kg, 1.75kg, 2kg, 5 kg and thereafter in multiples of 5 kg.
14.	Salt	Below 50g in multiples of 10g, 50g, 100g, 200g, 500g, 750g, 1 kg, 2 kg, 5 kg and thereafter in multiples of 5 kg.
15.	Soaps	
	(a) Laundry Soap	25g, 50g, 75g, 100g, 125g, 150g, and thereafter in multiples of 50g.
	(b) Non-soapy detergent cakes/ bars.	below 50g no restriction, 50g, 75g, 100g, 125g, 150g, 200g, 250g, 300g and thereafter in multiples of 100g
	(c) Toilet Soap including all kinds of bath soap (cakes).	15g, 25g, 50g, 60g, 75g, 100g, 125g, 150g and thereafter in multiples of 50g.
16.	Aerated soft drinks, non-alcoholic beverages.	65 ml (fruit based drinks only), 100 ml, 125ml(fruit based drinks only), 150 ml, 160ml, 175ml, 180ml, 200 ml, 240ml, 250 ml, 300 ml, 330ml(in cans only) (<i>omitted - wef 06.06.2013, GSR No. 359 dt.0606.2013</i>), 350ml, 400ml, 475ml, 500 ml, 600ml, 750 ml, 1 litre, 1.2 litre, 1.25 litre, 1.5 litre, 1.75 litre, 2 litre, 2.25 litre, 2.5 litre, 3 litre, 4 litre and 5 litre.
17.	Mineral water and drinking water	100 ml, 150 ml, 200 ml, 250 ml, 300 ml, 500 ml, 750 ml, 1 litre, 1.5 litre, 2 litre, 3 litre, 4 litre and 5 litre and in multiples of 5litre.
18.	Cement in bags.	1 kg, 2 kg, 5 kg, 10 kg, 20 kg, 25 kg, 40 kg (for White cement only) and 50 kg.
19.	Paint varnish etc.	

(a) Paint (other than paste paint or solid paint) varnish, varnish stains, enamels.	50 ml, 100 ml, 200 ml, 500 ml, 1 litre, 2 litre, 3 litre, 4 litre, 5 litre and thereafter in multiples of 5 litre.
(b) Paste paint and solid paint	500g, 1 kg, 1.5 kg, 2 kg, 3 kg, 5 kg, 7kg and thereafter multiple of 5 kg.
(c) Base paint:	100ml, 250ml, 400ml, 450 ml, 500 ml, 900 ml, 925 ml, 950 ml, 975 ml, 1 litre, 1.5 litre, 2 litre, 2.5 litre, 3.5 litre, 3.6 litre, 3.7 litre, 3.8 litre, 3.9 litre and 4 litre and no restriction above 4 litre.'

(substituted - wef 05.06.2012; GSR No.427(E) dt. 05.06.2012)

THE THIRD SCHEDULE

(See Rule 11(4))

Declaration of quantity in relation to commodities (sold by weight or volume) which may be qualified by the words "When packed"

Sl No.	Name of commodity
1	All kinds of Soaps
2	Lotions
3	Cream (other than cream of milk)
4	Camphor <i>(Inserted commodity - wef 14.05.2015; GSR No.385 (E) dt. 14.05.2015)</i>

THE FOURTH SCHEDULE

(See Rule 12(2))

Exceptions referred to in Rule 12(2)

1. The following commodities in packaged form may be sold by weight, measure or number as shown against the commodity:-

TABLE

Sl.No.	Commodity	Whether declaration to be expressed in terms of weight, measures or number or two or more of
1	Aerosol Products	Weight

2	Acids in liquid form	Weight or volume
3	Compressed or liquefied gas (but not liquefied petroleum gas) at stated temperature and pressure	Weight and equivalent volume
4	Curd	Weight
5	Electric Cables	Length or weight
6	Electric wire	Length or weight
7	Fencing wire	Number or weight
8	Fruits, all kinds	Number or weight
9	Furnace oil	Weight or volume
10	Non edible vegetable oil	Weight or volume
11	Edible oil, Vanaspati, ghee and butter oil	Weight or volume
12	Heavy residual fuel oil	Weight
13	Industrial diesel fuel	Volume
14	Honey, malt-extract, golden syrup treacle	Weight
15	Ice cream and other similar frozen products	Volume weight (substituted - wef 01.07.2012; GSR No. 784(E) dt. 24.10.2011) Weight or volume (substituted - wef 05.06.2012; GSR No. 427(E) dt. 05.06.2012)
16	Liquid chemicals	Weight or volume
17	Liquefied petroleum gas	Weight
18	Nails, wood screws	Number or weight
19	Paints other than paint or solid paint) Varnish varnish stains, enamels	Volume
20	Paste paint, solid paint	Weight
21	Rasgulla, Gulabjamun and other sweet preparations	Weight
22	Ready-made garments	Number
23	Sauces, all kinds	Weight
24	Tyres and tubes	Number
25	Yarn	Weight or length of yarn
26	Cosmetics including creams, shampoo, lotions and perfumes	Weight or measure

THE FIFTH SCHEDULE

(See Rule 19)

Manner of Selection of Sample Packages

1. For determination of the net quantity for any commodity contained in a package, the sample size shall be such as is specified in the corresponding entry column 2 of the Table below against the lot size specified in Column 1 of the said Table.

Lot Size	Sample Size
(1)	(2)
Less than 4000	32
More than 4000	80

Serial number	Inspection lot size (1)	Sample size (n) (2)	Correction factor (C) (3)	Number of packages showing an error more than the maximum permissible error but less than twice the maximum permissible error (4)
1	100 to 500	50	0.379	3
2	501 to 3200	80	0.295	5
3	More than 3200	125	0.234	7

(inserted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)

2. The sample shall be selected at random in accordance with the manner specified in paragraphs 3 and 4.
3. Where, for the determination of the net quantity of any commodity contained in a package it is necessary to take samples of packages stored by the manufacture or packer in a ware house, go-down or at any other place, the sample shall be selected at random, from every lot of packages and shall be picked out from the top, bottom, center, right, left, front and rear of the stocks so that the samples may adequately represent the packages in the lot.
4. Where, for the determination of the net quantity of any commodity contained in a package it is necessary to take samples from the place where the package is being filled such samples shall be selected from among the package which has already been filled, or

in the alternatively, the requisite number of empty containers may be taken over and each of them shall be adequately marked for proper identification and the tare weight of each container shall be accurately noted and thereafter the marked containers shall be introduced at random in the packing process so that, after the packages are filled in may be possible to determine the net quantity

Explanation: In this schedule 'Sample size' means the number of packages to be selected as sample.

THE SIXTH SCHEDULE

(See Rule 19)

Determination of the Net Quantity of Commodities in Packages

Part-I – Equipment

1. Equipments required- (1) The Director, Controller or any Legal Metrology Officer authorized by or under the Act, to determine the net quantity; of commodity contained in any package, shall be provided by the concerned Government with adequate equipments and facilities to carry out his work to the required degree of accuracy in an Expedient and efficient manner.

(2) The equipments, referred to in sub-paragraph (1), shall ordinarily consist of working standard weights and balances, or any other weight or measure declared by the Director to be suitable for determining the net quantity contained in the concerned package.

(3) The Director, Controller or any Legal Metrology Officer shall, before determining the net quantity contained in any package, ensure that the working standards and other equipments are functioning properly.

2. Working standards to be ordinarily used.-(1) Ordinarily, working standards and other weights and measures, duly verified shall be used for determining the net quantities contained in packages and the errors, if any, in relation to the net quantity declared on the package.

Provided that, where it is necessary to use the weights and measures, owned or controlled by the manufacturer, packer or wholesale dealer as the case may be such weights and measures, shall be used unless the maximum permissible error of such

weights and measures is twenty percent or less of the maximum error permitted in relation to the net quantity of the commodity contained in the packages.

(2) It shall be the duty of every manufacturer, packer or wholesale dealer to render such assistance to the Director, Controller or any Legal Metrology Officer as the Director or other authorized person may require in order carrying out his duties expeditiously and efficiently.

(3) Where any weight, measure or other equipment, owned or controlled by the manufacturer, packer or wholesale dealer is used by the Director, Controller or any Legal Metrology Officer for the determination of the net quantity contained in any package, such weight, measure or other equipment shall not be released by the Director or other authorized person until his work is completed.

Part-II - Instructions with regard to the determination of quantity and error at manufacturer's or packer's premises.

3. (1) If empty tare packages are available, one such package shall be taken and tare package weight determined. If the tare package weight is equal to or less than three-tenths of the maximum permissible error for the concerned commodity of that quantity, it shall be assumed that the tare package weight so determined is valid for all the other packages in the sample, and the sample packages shall then be weighed for gross weight, and thereafter the net weight of commodity contained in each package shall be obtained by subtracting the tare package weight from the gross package weight. If the tare package weight so determined is more than three tenths of the maximum permissible error in relation to the commodity for that quantity, weight of four emptier tare packages shall be determined. If the difference between the maximum tare package weight and the minimum tare package weight of the five samples is equal to or less than four tenths of the maximum permissible error allowed for that commodity for that quantity, the tare weight of the package shall be taken as equal to the average of the five tare package weights. The gross weight of the package in the sample shall then be determined and the average tare package weight shall be subtracted from the gross package weight to obtain the net contents of the commodity in each package, in the sample. However, when the difference in the five individual tare weights of

the packages exceeds the limit of four tenths of the maximum permissible error specified above, the procedure specified in sub-paragraph (4) or sub-paragraph (5), as the case may be, shall be adopted for determining the net quantity of individual packages.

(2) In the absence of empty tare packages, one package from the sample shall be opened and the net weight of the commodity and the tare weight of the package determined. If the tare weight of the package is equal to or less than three-tenth of the maximum permissible error for that concerned commodity of that quantity, it shall be assumed that the tare weight of one package so determined is valid for all the other packages in the sample, and the remaining packages shall then be weighed for gross weight, and thereafter the net weight of commodity contained in each package shall be obtained by subtracting the tare weight from the gross weight.

(3) If the tare weight of the package specified in sub-paragraph (2) is more than three-tenths of the maximum permissible error in relation to that commodity, four more packages in the samples shall be opened and the net weight of the commodity in each package as well as the tare weight of each package shall be determined. If the difference between the maximum tare weight and the minimum tare weight of five samples is equal to or less than four-tenths of the maximum permissible error for that commodity of that quantity, the tare weight of the package shall be taken as equal to the arithmetic mean of the five tare weights. The gross weight of the packages in the sample shall then be determined to the requisite accuracy and the average tare weight of the container shall be subtracted from the gross weight to obtain the net contents of the commodity in each package in the sample.

(4) Where it is found on examining the first package, as described in sub-paragraph (2) that the tare weight of the container exceeds the limits specified in sub-paragraph (2) and sub-paragraph (3) and the determination of net contents, cannot be carried out without opening the remaining packages, or it is not, possible to use the procedure described in sub-paragraph (5) the size of the sample to be examined shall be restricted to that indicated in column (2) , in accordance with the batch indicated in column(1)

of Table of the Fifth Schedule and the determination of net quantity shall be carried out by opening all the packages in the sample.

(5) Where it is likely that the process of determination of the actual net quantity may be destructive and it is possible to feed empty package into the packing process without affecting the results, the following procedure shall be used:

(a) the number of empty packages, depending upon the size of the batch, in accordance with columns (1) and (2) of Table of the Fifth Schedule shall be selected;

(b) the empty package shall be marked suitably to identify them from the other packages;

(c) the weight of each empty package, with its other parts which are to be fitted on it after it is filled shall be determined and the weight suitably recorded on the empty package and also on the Form specified in the Seventh Schedule;

(d) the empty package shall then be filled by introducing them in a random manner in the packing process, and such introduction shall be adequately spread over the duration in accordance with which the size of the batch is determined;

(e) the marked packages shall be taken out after completion of the filling and sealing operations and each such filled package shall be weighed again to the requisite accuracy;

(f) the net quantity shall be obtained by deducting the tare weight determined in accordance with clause (c) from the gross weight.

(6) The Director, Controller or any Legal Metrology Officer shall enter results of this examination of gross weight, net weight and tare weight in the Form specified in the Seventh Schedule along with such other observation as he may wish to make on the basis of his examination.

4. Determination of liquid contents by volume.-(1) If the specific gravity of the liquid commodity filled in packages remains sufficiently constant for a batch and it is possible to determine accurately its specific gravity the method of determination of net contents by weight, described in paragraph 3 may be used.

(2) If the method described in sub-paragraph (1) is not feasible the containers shall be opened and the contents of each package poured out carefully into the appropriate volume measure.

(3) The reading of the actual net volume of the commodity in every package shall be noted carefully and recorded in the Form specified in the Seventh Schedule.

5. Verification of length of commodities.-(1) The sample shall be selected in the manner specified in the Fifth Schedule.

(2) If it is not possible to measure the dimensions without opening the package, the package shall be opened.

(3) The length of the commodity shall be measured by means of a calibrated steel tape of suitable length.

(4) If the actual length of the commodity is so great that it is not possible to measure it with the tape measure and a suitable length measuring instrument is available on the premises, that instrument shall be used, after duly calibrating it by suitable means, with the steel tape serving as a working standard of length.

(5) The reading of the actual length of the commodity in every package shall be noted carefully and recorded in the Form specified in the Seventh Schedule.

(6) Verification of commodities packed by number. The Director, Controller or any Legal Metrology Officer shall take packages from the sample drawn by him in the manner specified in the Fifth Schedule and determine the extent of error, by actual counting in each such package and may, for that purpose open all packages.

7. Checking of other declarations.-(1) The declarations made on the package or on the label affixed thereto, shall be examined with a view to ascertaining whether such declarations conform to these rules and may be ensured either at the factory level or at the depot of the factory .

(2)The additional declarations made on the package or on the label affixed thereto in respect of item (g) and (h) of sub-rule (1) of rule 6 shall also be examined to ascertain whether they are adequate.

8. Determination of mean or average net quantity or net volume.- After determining the individual values of net quantity or net volume or length or number of the commodity contained in the package, as per the procedure outlined in item numbers 3 to 6 of this Part, the mean or average value shall be calculated by summing up the individual values (x_i) and dividing it by the number of sample packages (n) taken for testing, by the formula-

$$\text{Average Net value } (\bar{x}) = \sum x_i / n$$

(inserted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)

9. Determination of Standard deviation of values.- The standard deviation (σ) of individual values [x_i] is determined by the formula -

$$\sigma = \sqrt{\frac{1}{n-1} \sum (x_i - \bar{x})^2}; \text{ where ,}$$

x_i = individual values of net quantity or net volume or length or number ,

\bar{x} = average or mean value of net quantity or net volume or length or number.

(inserted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)

10. Corrected average net quantity or net volume.-

The corrected average net quantity X_c is determined from the value of average net quantity \bar{x} by using the formula -

$$X_c = \bar{x} + (\sigma \times C), \quad \text{where } C \text{ is the correction factor.}''$$

(inserted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)

THE SEVENTH SCHEDULE

Form A

Weight Checking - Data Sheet

A	
Particulars of Package	Name of Manufacturer/ Packer
	Address Price Month Year
B	
Commodity Classification	Lot Size: Sample Size: Schedule First/ Second Class A/ B <i>(substituted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)</i> Maximum permissible error in percentage
C	
Sample No.	Gross Weight
	Tare Weight
	Net Weight/ error
	Remarks

Weight Checking Data	1 200
D Results	Declared Wt. Avg. Wt.
E GENERAL COMMENTS WITH REGARD TO THE COMPLIANCE WITH THE ACT AND THE RULES MADE THEREUNDER	
F Signature and name of the authorized person Place: Designation: Name: Time:	Signature and name of manufacturer/ packer authorized by manufacturer or any competent witness

Note: If the data sheet runs into more pages than one, the each continuation sheet shall bear the signatures specified in Part F.

Form B
Volume/ Length Checking – Data Sheet

A Particulars of Package	Name of Manufacturer/ Packer			
	Address	Price	Month	Year
B Commodity Classification	Lot Size: Schedule First/ Second Class A/ B <i>(substituted - wef 01.01.2018, GSR No. 629 dt.23.06.2017)</i>		Sample Size: Maximum permissible error in percentage	
C	Sample No.	Gross Weight	Tare Weight	Net Weight/ error Remarks
Volume/ Length Checking Data	1 200			
D Results	Declared Volume/ Length Avg. Volume/ Length			

E GENERAL COMMENTS WITH REGARD TO THE COMPLIANCE WITH THE ACT AND THE RULES MADE THEREUNDER	
F Signature and name of the authorized person Place: Designation: Name: Time:	Signature and name of manufacturer/ packer authorized by manufacturer or any competent witness

Note: If the data sheet runs into more pages than one, the each continuation sheet shall bear the signatures specified in Part F.

2. GSR_s

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION**(Department of Consumer Affairs)****NOTIFICATION**

New Delhi, the 7th March, 2011

G.S.R. 202(E)—In exercise of the powers conferred by sub-section (1) read with clause (j) and (q) of sub-section (2) of section 52 of the Legal Metrology Act 2009, (1 of 2010), the Central Government hereby makes the following rules, namely:-

1. Short title, and Commencement.-

- (1) These rules may be called The Legal Metrology (Packaged Commodities) Rules, 2011.
- (2) They shall come into force on the 1st day of April, 2011.

2. Definitions:-

In these rules, unless the context otherwise requires-

- (a) "Act" means the Legal Metrology Act 2009, (1 of 2010);
- (b) "dealer" in relation to any commodity in packaged form, means a person who, or a firm which carries on directly or otherwise, the business of buying, selling, supplying or distributing any such commodity whether for cash or for

deferred payment or for commission, remuneration or other valuable consideration, and includes a commission agent who carries on such business on behalf of any principal, but does not include a manufacturer who manufactures any commodity which is sold or distributed in a packaged form except where such commodity is sold by such manufacturer to any other person other than a dealer ;

(c) "lot" means –

(i) in the case of packages which have been stored, the total number of such packages stored; and

(ii) in the case of packages which are on or at the end of the packing line, the maximum hourly output of packages;

(d) "manufacturer" in relation to any commodity in packaged form, means a person who or a firm which produces, makes or manufactures such commodity and includes a person or firm which puts, or causes to be put, any mark on any packaged commodity, not produced, made or manufactured by him or it, and the mark claims the commodity in the package to be a commodity produced, made or manufactured by such person or firm as the case may be;

(e) "Maximum permissible error", in relation to the quantity contained in an individual package, means an error in deficiency which, subject to the provision of these rules, does not exceed the limits specified in the First Schedule;

(f) "net quantity", in relation to commodity contained in a package, means the quantity by weight, measure or number of such commodity contained in that package, excluding the packaging or wrappers;

(g) "packer" means a person who, or a firm which pre-packs any commodity, whether in any bottle, tin, wrapper or otherwise, in units suitable for sale whether wholesale or retail;

(h) "principal display panel", in relation to a package, means the total surface area of the package where the information required under these rules are to be given in the following manner, namely:-

(i) all the information could be grouped together and given at one place; or

(ii) the pre-printed information could be grouped together and given in one place and on line information grouped together in other place;

(i) "quantity" in relation to commodity contained in a package, means the quantity by weight, measure or number of such commodity contained in that package;

(j) "retail dealer" in relation to any commodity in packaged form means a dealer who directly sells such packages to the consumer and includes, in relation to packages as are sold directly to the consumer, a wholesale dealer who makes such direct sale to the consumer.

(k) "retail package" means the packages which are intended for retail sale to the ultimate consumer for the purpose of consumption of the commodity contained therein and includes the imported packages :

Provided that for the purposes of this clause, the expression 'ultimate consumer' shall not include industrial or institutional consumers;

(l) "retail sale", in relation to a commodity, means the sale, distribution or delivery of such commodity through retail sales shops, agencies or other

instrumentalities for consumption by an individual or a group of individuals or any other consumer;

(m) "retail sale price" means the maximum price at which the commodity in packaged form may be sold to the ultimate consumer and the price shall be printed on the package in the manner given below;

'Maximum or Max. retail price Rs...../₹..... Inclusive of all taxes or in the form MRP Rs..... / ₹..... incl., of all taxes after taking into account the fraction of less than fifty paise to be rounded off to the preceding rupee and fraction of above 50 paise and up to 95 paise to the rounded off to fifty paise;

(n) "section" means a section of the Act;

(o) "Schedule" means a Schedule appended to these rules;

(p) "standard package" means a package containing the specified quantity of a commodity;

(q) "wholesale dealer" in relation to any commodity in packaged form means a dealer who does not directly sell such commodity to any consumer but distributes or sells such commodity through one or more intermediaries;

(r) "wholesale package" means a package containing- (i) a number of retail packages, where such first mentioned package is intended for sale, distribution or delivery to an intermediary and is not intended for sale direct to a single consumer; or

(ii) a commodity sold to an intermediary in bulk to enable such intermediary to sell, distribute or deliver such commodity to the consumer in similar quantities;

or

(iii) packages containing ten or more than ten retail packages provided that the retail packages are labeled as required under the rules.

(s) words and expressions used herein and not defined but defined in the Act, shall have the meanings respectively assigned to them in the Act.

CHAPTER –II

PROVISIONS APPLICABLE TO PACKAGES INTENDED FOR RETAIL SALE

3. Applicability of the Chapter.- The provisions of this Chapter shall not apply to,-

(a) packages of commodities containing quantity of more than 25 kg or 25 litre excluding cement and fertilizer sold in bags up to 50 kg; and

(b) packaged commodities meant for industrial consumers or institutional consumers.

Explanation :- For the purpose of this rule,-

i) "institutional consumer" means the institutional consumer like transportation, Airways, Railways, Hotels, Hospitals or any other service institutions who buy packaged commodities directly from the manufacturer for use by that institution;

ii) "industrial consumer" means the industrial consumer who buy packaged commodities directly from the manufacturer for use by that industry.

4. Regulation for pre-packing and sale etc. of commodities in packaged form. - On and from the commencement of these rules, no person shall pre-pack or cause or permit to be pre-packed any commodity for sale, distribution or delivery unless the package in which the commodity is pre-packed bears thereon,

or on a label is securely affixed thereto, such declarations as are required to be made under these rules.

Explanation.- The existence of packages without the declaration of retail sale price within the manufacturer's premises shall not be construed as a violation of these rules and it shall be ensured that all packages leaving the premises of manufacturer for their destination shall have declaration of retail sale price on them as required in this rule.

5. Specific commodities to be packed and sold in recommended standard packages. - The commodities specified in the Second Schedule shall be packed for sale, distribution or delivery in such standard quantities as are specified in that Schedule:

Provided that if a commodity specified in the Second Schedule is packed in a size other than that prescribed in that Schedule, a declaration that 'Not a standard pack size under the Legal Metrology (packaged Commodities) Rules, 2011 or 'non standard size under the Legal Metrology (packaged Commodities) Rules, 2011' shall be made prominently on the label of such package.

6. Declarations to be made on every package. - (1) Every package shall bear thereon or on label securely affixed thereto, a definite, plain and conspicuous declaration made in accordance with the provisions of this chapter as, to-

(a) the name and address of the manufacturer, or where the manufacturer is not the packer, the name and address of the manufacturer and packer and for any imported package the name and address of the importer shall be mentioned

Explanation I.- If any name and address of a company is mentioned on the label without any qualifying words 'manufactured by' or 'packed by', it shall be presumed that such name and address shall be that of the manufacturer and the liability shall be determined accordingly;

Explanation II. - If the brand name and address of the brand owner appear on the label as a marketer, then the brand owner shall be held responsible for any violation of these rules and action as may be required shall be initiated against the deemed manufacturer and in the event of more than one name and address appearing in the label, prosecution shall be launched against the manufacturer indicated on the label in the first place and not against all of them.

Explanation III. - In respect of packages containing food articles, the provisions of this sub-rule shall not apply, and instead, the requirement of the Prevention of Food Adulteration Act, 1954 (37 of 1954) and the rules made there under shall apply

(b) The common or generic names of the commodity contained in the package and in case of packages with more than one product, the name and number or quantity of each product shall be mentioned on the package.

(c) The net quantity, in terms of the standard unit of weight or measure, of the commodity contained in the package or where the commodity is packed or sold by number, the number of the commodity contained in the package shall be mentioned.

(d) The month and year in which the commodity is manufactured or pre-packed or imported shall be mentioned in the package:

Provided that for packages containing food articles, the provisions of the Prevention of Food Adulteration Act 1954 (37 of 1954) and the rules made there under shall apply;

Provided further that nothing in this sub-clause shall apply in case of packages containing seeds which are labeled and certified under the provisions of the Seeds Act, 1966 (54 of 1966) and the rules made there under;

Provided that a manufacturer may indicate the month and year using a rubber stamp without overwriting;

Provided also that for packages containing cosmetics products, the provisions of the Drugs and Cosmetics Rules, 1945 shall apply.

(e) the retail sale price of the package;

Provided that for packages containing alcoholic beverages or spirituous liquor, the State Excise Laws and the rules made there under shall be applicable within the State in which it is manufactured and where the state excise laws and rules made there under do not provide for declaration of retail sale price, the provisions of these rules shall apply.

(f) Where the sizes of the commodity contained in the package are relevant, the dimensions of the commodity contained in the package and if the dimensions of the different pieces are different, the dimensions of each such different piece shall be mentioned.

(g) such other matter as are specified in these rules;

Provided that --

(A) no declaration as to the month and year in which the commodity is

manufactured or pre-packed shall be required to be made on--

(i) any package containing bidi or incense sticks;

(ii) any domestic liquefied petroleum gas cylinder of 14.2kg or 5kg, bottled and marketed by a public sector undertaking;

(B) where any packaging material bearing thereon the month in which any commodity was expected to have been pre-packed is not exhausted during that month, such packaging material may be used for pre-packing the concerned commodity produced or manufactured during the next succeeding month and not there after, but the Central Government may, if it is satisfied that such packaging material could not be exhausted during the period aforesaid by reason of any circumstance beyond the control of the manufacturer or packer as the case may be extend the time during which such packaging material may be used, and , where any such packaging material is exhausted before the expiry of the month indicated thereon, the packaging material intended to be used during the next succeeding month may be used for pre-packing the concerned commodity:

Provided that the said provision shall not apply to the packages containing food products, where the 'Best before or Use before' period is ninety days or less from the date of manufacture or packing.'

(C) no declaration as to the retail sale price shall be required to be made on

(i) any package containing bidi;

(ii) any domestic liquefied petroleum gas cylinder of which the price is covered under the Administrative Price Mechanism of the Government.

Explanation I: The month and the year in which commodity is pre-packed may be expressed either in words, or by numerals indicating the month and the year, or by both.

(2) Every package shall bear the name, address, telephone number, E-mail address, if available, of the person who can be or the office which can be, contacted, in case of consumer complaints.

(3) It shall not be permissible to affix individual stickers on the package for altering or making declaration required under these rules:

Provided that for reducing the Maximum Retail Price (MRP), a sticker with the revised lower MRP (inclusive of all taxes) may be affixed and the same shall not cover the MRP declaration made by the manufacturer or the packer, as the case may be, on the label of the package.

(4) It shall be permissible to use stickers for making any declaration other than the declaration required to be made under these rules.

(5) Where a commodity consists of a number of components and these components are packed in two or more units, for sale as a single commodity, the declaration required to be made under sub-rule (1) shall appear on the main package and such package shall also carry information about the other accompanying packages or such declaration may be given on individual packages and intimation to that effect may be given on the main package and if the components are sold as spare parts, all declarations shall be given on each package.

7. Principal display panel-its area, size and letter etc.- (1) In the case of a

package having a capacity of five cubic centimeters or less, the principal display panel may be a card or tape affixed firmly to the package and shall bear the required information.

(2) The height of any numeral in the declaration required under these rules, on the principal display panel shall not be less than,-

(i) as shown in Table-I, if the net quantity is declared in terms of weight or volume;

(ii) as shown in Table-II, if the net quantity is declared in terms of length, area or number.

(3) The height of letters in the declaration shall not be less than 1 mm height and when blown, formed, molded, embossed or perforated, the height of letters shall not be less than 2 mm.

Provided that the width of the letter or numeral shall not be less than one third of its height, except in the case of numeral '1' and letters (i), (I) and (l);

TABLE-I
Minimum height of numeral

Serial Number	Net quantity in weight / volume	Minimum height in mm	
		Normal case	When blown , formed, molded, embossed or perforated on container
1	Upto 200g/ ml	1	2
2	Above 200g/ ml and upto 500g/ml	2	4
3	Above 500g/ ml	4	6

TABLE-II
Minimum height of numeral

Serial Number	Net quantity in length, area or number, area of principal display panel	Minimum height in mm	
		Normal case	When blown, formed, molded, embossed or perforated on container
1	Upto 100 cm ²	1	2
2	Above 100 cm ² and upto 500 cm ²	2	4
3	Above 500 cm ² and upto 2500 cm ²	4	6
4	Above 2500 cm ²	6	6

(4) The provisions under sub-rule (1) to (3) shall not apply to a package if the information to be specified on such package under this rule is also required to be given by or under any other law for the time being in force.

8. Declaration where to appear.-

(1) Every declaration required to be made under these rules shall appear on the principal display panel.

Provided that the area surrounding the quantity declaration shall be free from printed information.

(a) above and below by a space equal to at least the height of the numeral in the declaration, and

(b) to the left and right by a space at least twice the height of numeral in the declaration.

(2) For soft drink, ready to serve fruit beverages or the like, the bottle which is returnable by the consumer for being refilled, the retail sale price may be

indicated either on the crown cap, or on the bottle or on both and if the retail sale price is indicated on the crown cap or the bottle, it is sufficient to indicate the retail sale price in the form of 'MRP Rs.... / ₹.....'.

9. Manner in which declaration shall be made.- (1) Every declaration which is required to be made on a package under these rules shall be --

(a) legible and prominent;

(b) numerals of the retail sale price and net quantity declaration shall be printed, painted or inscribed on the package in a colour that contrasts conspicuously with the background of the label;

Provided that,--

(a) where any label information is blown, formed or moulded on a glass or plastic surface such information need not be required to be presented in a contrasting colour;

(b) where any declaration on a package is printed either in the form of handwriting or hand-script, such declaration shall be clear, unambiguous and legible.

(2) No declaration shall be made so as to require it to be read through any liquid commodity contained in the package.

(3) Where a package is provided with an outside container or wrapper such container or wrapper shall also contain all the declarations which are required to appear on the package except where such container or wrapper itself is transparent and the declarations on the package itself are easily readable through such outside container or wrapper.

Provided that no such declarations on the inner package as required under the

said rules is required if the inner package does not contain any declaration on its outer cover.

(4) The particulars of the declarations required to be specified under this rule on a package shall either be in Hindi in Devnagri script or in English:

Provided that nothing contained in this sub-rule shall prevent the use of any other language in addition to Hindi or English language.

10. Declaration of name and address of the manufacturer, etc.-(1)

Subject to the provisions of rule 6, every package kept, offered or exposed for sale or sold shall bear conspicuously on it, the name and complete address of the manufacturer, or where the manufacturer is not the packer, the name and address of the manufacturer and the packer and in case of imported packages, the name and address of the importer:

Provided that for packages of capacity 5 cubic cm or less, it shall be a sufficient compliance of this sub-rule, if a mark or inscription which would enable the consumer to identify the manufacturer or packer or the importer, as the case may be, is made on the package:

Provided further that where any commodity manufactured outside India is packed in India, the package shall also contain on the principal display panel the name and complete address of the packer or the importer in India.

Explanation.- In this sub-rule, 'complete address' means, the postal address at which the factory is situated, and, in any other case, the name of the street, number (if any) assigned to the premises of the manufacturer or packer and

either the name of the city and State where the business is carried on by the manufacturer or packer or the Postal Index Number [PIN] Code so that a consumer can identify and locate the manufacturer or packer or importer, as the case may be.

(2) The name of the manufacturer or packer or importer shall be the actual corporate name, or if not incorporated, the name under which the business is conducted by such manufacturer or packer or importer in India.

11. General provisions relating to declaration of quantity.—(1) In declaring the net quantity of the commodity contained in a package, the weight of wrappers and materials other than the commodity shall be excluded.--

(2) Where a commodity in a package is not likely to undergo any variation in weight or measure, on account of the environmental conditions, the quantity declared on the package shall correspond to the net quantity which will be received by the consumer, and the declaration of quantity of such package shall not be qualified by the words 'when packed' or the like.

(3) Save as otherwise provided in sub-rule (4), where a commodity in package is likely to undergo variations in weight or measure on account of environmental conditions and such variation is negligible, the declaration of quantity in relation to such package shall be made after taking into account such variation so that the consumer may receive not less than the net quantity of the commodity as declared on the package, and the declaration of quantity on such package shall not also be qualified by the words 'when packed' or the like.

(4) The declaration of quantity in relation to commodities which are likely to

undergo significant variations in weight or measures on account of environmental or other conditions may be qualified by the words "when packed", as specified in the Third Schedule.

12. Manner in which declaration of quantity shall be.—(1) The declaration of quantity shall be expressed in terms of such unit of weight, measure or number or a combination of weight, measure or number as would give an accurate and adequate information to the consumer with regard to the quantity of the commodity contained in the package.

(2) Except in the cases of commodities specified in the Fourth Schedule, the declaration of quantity shall be in terms of the unit of -

- (a) mass, if the commodity is solid, semi-solid, viscous or a mixture of solid and liquid;
- (b) length, if the commodity is sold by linear measure;
- (c) area, if the commodity is sold by area measure;
- (d) volume, if the commodity is liquid or is sold by cubic measure; or
- (e) number, if the commodity is sold by number:

(3) Where the declaration of quantity has been made in terms of mass, the manufacturer or importer or, as the case may be, the packer may, at his option make an additional declaration on the package as to the number of commodities contained in the package.

(4) Where the declaration of quantity by weight or measure or number is not sufficient to give to the consumer full information with regard to the dimensions or number of commodity contained in the package, such declaration shall be accompanied by a declaration of the dimensions or number, or both, where

necessary, of the commodity contained in the package.

(5) Where it is necessary to communicate to the consumer any additional information about the commodity contained in a package, such information shall also appear on the same panel in which the other information, as required by these rules, have been indicated.

(6) The declaration of quantity shall not contain any word or expression which tends to create an exaggerated, misleading or inadequate impression as to the quantity of the commodity contained in the package, for example, words or expressions like-'minimum', 'not less than', 'average', 'about', 'approximately' or other words of a similar nature.

(7) For packages having capacity 5 cubic cm or less, the declaration of quantity shall be made on a tag, card, tape, or any other similar device affixed to the container in such manner that it cannot be removed without opening the container and every such tag, card, tape or other device shall contain mark or inscription which will enable the consumer to identify the manufacturer or packer, as the case may be.

13. Statement of units of weight, measure or number.- (1) The units of weight or measure or number shall be specified in accordance with the units specified in sub-rule (2) or sub-rule (3), as the case may be.

(2) When expressing a quantity less than,-

(a) one kilogram, the unit of weight shall be the gram;

(b) one metre, the unit of length shall be the centimetre;

(c) one square metre, the unit of area shall be the square decimetre;

- (d) one cubic metre, the unit of volume shall be one cubic centimetre;
 - (e) one cubic decimetre, the unit of volume shall be the cubic centimetre;
 - (f) one litre, the unit of volume shall be the millilitre.
- (3) When expressing a quantity of equal to or more than-
- (a) one kilogram, the unit of weight shall be the kilogram and any fraction of a kilogram shall be expressed in terms of decimal of sub-multiples of kilogram or in terms of grams;
 - (b) one metre, the unit of length shall be the metre and any fraction of a metre shall be expressed in terms of decimal of sub-multiples of the metre or in terms of centimetre;
 - (c) square metre, the unit of the area shall be the square metre and any fraction of a square metre shall be expressed in terms of decimal of sub-multiple of the square metre.
 - (d) cubic metre, the unit of volume shall be the cubic metre and any fraction of a cubic metre shall be expressed in terms of decimal sub-multiple of the cubic metre;
 - (e) one litre, the unit of volume shall be the litre and any fraction of a litre shall be expressed in terms of decimal of sub-multiple of the litre:
- Provided that where the quantity to be expressed is equal to one kilogram, one metre, one square metre, one cubic decimetre, one cubic metre or one litre, as the case may be, such quantity may be expressed at the option of the manufacturer or the packer or the importer, as the case may be, in terms of gram, centimetre, square decimetre, cubic centimetre, cubic decimetre or

millilitre as the case may be.

(4) No number called the dozen, score, gross, great gross or the like shall be specified or indicated on any package.

(5) Symbol of units:- (i) No system of units other than the International System of Units shall be used in furnishing the net quantity of the package;

(ii) For items sold by number the symbol should be N or U.

14. Declarations with regard to dimensions of certain commodities.-

Where a package contains commodities like bed-sheets, hemmed fabric materials, dhoties, sarees, napkins, pillow-covers, towels, table cloths or similar other commodities, the number and the dimensions of finished size of such commodities shall also be declared on the package or on the label affixed thereto:

Provided that where the package contains more than one piece of different dimensions, the package shall also contain a declaration as to the dimensions and the retail sale price of each such piece:

Provided further that the dimensions of the commodities and the retail sale price thereof shall also be marked on each individual piece.

15. Declaration with regard to dimensions and weight to be made on packages in certain cases.-

Where the dimensions and weight, or combination thereof, of a commodity has or have a relationship to the price of that commodity, the declaration of quantity on the package containing such commodity, shall also include a declaration as to such dimensions, weight or

combination.

16. Declarations to be made with regard to the number of usable sheets to be stated.—In the case of a package containing sheets like aluminum foil, facial tissues, waxed paper, toilet paper or any other type of sheet, the declaration of quantity on the package shall also include a statement as to the number of usable sheets contained in the package and the dimensions of each such sheet.

17. Declarations with regard to the dimensions of container type commodities.--

The commodities shall be expressed as bags, boxes, cups, pans or the like designed and sold in retail trade for being used as containers for other materials or objects and shall be labeled with the declaration of quantity as follows.--

(i) for bag-type commodities, the number of bags which the package may contain, followed by linear dimensions of the bags, whether packaged in a perforated roll or otherwise;

(ii) for square, oblong, rectangular or similarly shaped containers, the number of containers which the package may contain, followed by length, width, and if required, depth of the container.

(iii) for circular or generally round-shaped containers, not being cups or the like the number of commodities contained therein followed by diameter and, if

necessary, depth of the container.

(iv) When the use of a container is related by label references, the standard weight or measure, to the capability of the container to hold a specific quantity of commodity or a class of commodities such references shall be included in the declaration of quantity.

18. Provisions relating to wholesale dealer and retail dealers.—(1) No wholesale dealer or retail dealer or importer shall sell, distribute, deliver, display or store for sale any commodity in the packaged form unless the package complies with in all respects, the provisions of the Act and these rules.

(2) No retail dealer or other person including manufacturer, packer, importer and wholesale dealer shall make any sale of any commodity in packed form at a price exceeding the retail sale price thereof.

(3) Where, after any commodity has been pre-packed for sale, any tax payable in relation to such commodity is revised, the retail dealer or any other person shall not make any retail sale of such commodity at a price exceeding the revised retail sale price, communicated to him by the manufacturer, or where the manufacturer is not the packer, the packer, and it shall be, the duty of the manufacturer or packer as the case may be, to indicate by not less than two advertisements in one or more newspapers and also by circulation of notices to the dealers and to the Director in the Central Government and Controllers of Legal Metrology in the States and Union Territories, the revised prices of such packages but the difference between the price marked on the package and the revised price shall not, in any case, be higher than the extent of increase in the tax or in the case of imposition of fresh tax higher than the fresh tax so imposed: Provided that publication in any newspaper, of such revised price shall not be necessary where such revision is due to any increase in, or imposition or, any tax payable under any law made by the State Legislatures:

Provided further that the retail dealer or other person, shall not charge such revised prices in relation to any packages except those packages which bear marking indicating that they were pre-packed in the month in which such tax has been revised or fresh tax has been imposed or in the month immediately following the month aforesaid;

Provided also that where the revised prices are lower than the price marked on the package, the retail dealer or other person shall not charge any price in excess of the revised price, irrespective of the month in which the commodity was pre-packed.]

(4) Nothing in sub-rule (3) shall apply to a package which is not required, under these rules to indicate the month and the year in which it was pre-packed.

(5) No wholesale dealer or retail dealer or other person shall obliterate, smudge or alter the retail sale price, indicated by the manufacturer or the packer or the importer, as the case may be, on the package or on the label affixed thereto.

(6) The manufacturer or packer or the importer shall not alter the price on the wrapper once printed and used for packing.

(7) All retailers who are covered under the Value Added Tax VAT or Turn Over Tax (TOT) and dealing in packaged commodities whose net content declaration is by weight or volume or a combination thereof shall maintain an electronic weighing machine of at least accuracy class III, with smallest division of at least 1 g, with facility to issue a printed receipt indicating among other things, the gross quantity, price and the like at a prominent place in their retail premises, free of cost, for the benefit of consumers and the consumers may check the weight of

their packaged commodities purchased from the shop on such machine.

19. Inspection of quantity and error in packages at the premises of the

manufacturer or packer.—(1) With a view to ascertaining whether any package or lot of packages complies with provisions of these rules in all respects, the Director, Controller or any Legal Metrology Officer empowered to inspect under section 15 of the Act (hereafter referred to in these rules as the "authorized person") may examine the packages and carry out the tests at the premises of the manufacturer or where the manufacturer is not the packer, of the packer and when he carries out such examination or tests, he shall draw samples from such lot of packages, in such manner and in such number as are specified in the Fifth Schedule and the tests aforesaid shall be carried out in accordance with the method specified in the Sixth Schedule.

(2) The Director, Controller or any Legal Metrology Officer shall enter in the Form set out in the Seventh Schedule, the detailed results of the tests carried out by him under sub-rule (1) and shall obtain, on the said Form, the signature of the manufacturer or, as the case may be, of the packer, or his authorized agent, or, in the absence of both, or on their refusal to affix such signature, the signature of a competent witness and copy of the data sheet containing the result shall be given to the manufacturer or packer, as the case may be.

(3) On the completion of the examination and tests carried out under sub-rule (1), the Director, Controller or any Legal Metrology Officer shall make a report indicating therein his findings with regard to the declarations required to be made under these rules and as to the net quantity actually contained in the

sample packages and the extent of error, if any, noticed by him and furnish a copy of such report to the manufacturer or the packer, as the case may be.

(4) If it appears from the report referred to in sub-rule (3) that-

(a) the statistical average of the net quantity contained in the packages drawn as samples is lesser than the quantity declared on the packages or on the labels affixed thereto; or

(b) any such package shows an error in deficiency greater than the maximum permissible error, the Director, Controller or any Legal Metrology Officer shall, if for good and sufficient reason, requested by the manufacturer or packer or his authorized agent, so to do, take out as soon as may be practicable, fresh samples and carry out fresh tests in accordance with the provisions of these rules and where fresh tests are made, the Director, Controller or any Legal Metrology Officer, as the case may be, shall collect a fee of two thousand five hundred rupees from the manufacturer or packer for carrying out the fresh tests.

Provided that where fresh tests are carried out, no package contained in the lot, which was previously tested under this rule, shall be sold or distributed by the manufacturer or packer, as the case may be, unless the provisions of the sub-rule (5) or as the case may be, sub-rule (6), are complied with.

(5)(a) where, as a result of any test carried out under this rule, it is found that any package contained in the lot does not conform to all or any of the provisions of the Act or of these rules, the manufacturer or the packer shall make a cent per cent check of the packages contained in the lot and pick out from the lot the

packages which conform to all the provisions of the Act and of these rules.

(b) When the Director, Controller or any Legal Metrology Officer is satisfied that the packages picked out by the manufacturer or packer conforms to all the provisions of the Act and of these rules, he shall authorize the sale, distribution or delivery of such packages.

(c) Where, as a result of such cent per cent check by the manufacturer or packer, any package is found to be not conforming to all or any or of the provisions of the Act or of these rules, such package shall not be sold, distributed or delivered until it has been re-packed, re-processed or relabeled, as the case may be, in accordance with the provisions of the Act and of these rules.

(6) A lot of packages shall be approved for sale if, and only if, as a result of the tests carried out under this rule, it is found that- (a) the statistical average of the net quantity contained in the sample packages is equal to, or more than, the quantity declared on the package or on the label affixed thereto.

(b) the extent of error in deficiency in none of such sample packages exceeds the maximum permissible error.

© each such package bears thereon or on a label affixed thereto the declaration required to be made under these rules.

(7) The requirement of mandatory declarations on the packages shall be ensured either at the factory level or at the depot of the factory.

(8) For non-compliance of the provisions of this rule, action may be taken after seizing five representative samples of the packages as evidence and the rest of the packages may be released once compliance is ensured by the manufacturer

or the packer, as the case may be.

20. Action to be taken on completion of inspection of packages at the premises of the manufacturer or the packer.-

(1) If it appears from the report referred to in sub-rule (3) of rule 19 that,-

(a) the statistical average of the net quantity contained in the packages drawn as samples under that rule is lesser than the quantity declared on the packages or on the labels affixed thereto, or any such package shows an error in deficiency greater than the maximum permissible error, or

(b) any such package does not bear thereon or on label affixed thereto the declarations to be made under these rules, the Director, Controller or any Legal Metrology Officer shall take action as given below, namely:-

(i) seize the packages drawn by him as samples and shall take adequate steps for the safe custody of the seized packages until they are produced in the appropriate court as evidence;

(ii) based on the evidence initiate action for violations of the provisions of the Act and these rules:

Provided that no such action shall be taken if fresh tests are carried out under sub-rule (4) of rule 19, but if after such fresh tests any such error or omission as is referred to in this sub-rule is detected, the Director, Controller or any Legal Metrology Officer shall take appropriate action as specified in this sub-rule in accordance with the provisions of the Act against the manufacturer or, as the case may be, the packer.

(3) The disposal of the seized packages shall be made in accordance with the

provisions of the Code of Criminal Procedure, 1973 (2 of 1974).

21. Inspection of quantity and error in packages at the premises of the

wholesale dealer or retail dealer (1) Ordinarily, any test in relation to the net quantity contained in a package shall not be carried out at the premises of the retail dealer or the wholesale dealer, unless-

(i) a complaint is received by the Director or the Controller or any Legal Metrology Officer to the effect that the package sold or delivered to the complainant does not contain the quantity declared on such package or on the label affixed thereto;

(ii) the Director or the Controller or any Legal Metrology Officer has reason to suspect that any package has been tampered with or that there has been any pilferage or leakage of the commodity contained in the packages;

(iii) the Director or the Controller or any Legal Metrology Officer has reason to suspect that any package, or any label affixed thereto, does not bear thereon all or any of the declarations which are required to be made under these rules.

(2) Where any test is carried out in pursuance of the provisions of sub-rule (1), the Director, Controller or any Legal Metrology Officer shall verify whether the quantity contained in the package corresponds to the quantity declared on such packages or any label affixed thereto and where quantity contained in package is less than the declared quantity, whether the deficiency is more than the maximum permissible error in relation to that commodity.

(3) Where the Director, Controller or any Legal Metrology Officer finds on a test carried out under this rule that the error in deficiency in any package kept or

stored for sale, distribution or delivery at the premises of the retail or wholesale dealer is more than the maximum permissible error in relation to that commodity, he shall seize such package and take appropriate action against the retail dealer or the wholesale dealer, as the case may be, in accordance with the provisions of the Act:

Provided that where the package bears the legend 'when packed', no punitive action shall be taken against the retail dealer or wholesale dealer if the Director, Controller or any Legal Metrology Officer is satisfied after necessary test that the deficiency in the net quantity contained in package is due to environmental conditions.

(4) Where as a result of any test made under this rule, it is found that the net quantity contained in the package conforms to the declared quantity or where there is a deficiency, such deficiency is not more than the maximum permissible error, the retail dealer shall be at liberty to sell or deliver or distribute such commodity at the price determined on the basis of the quantity found on such tests.

(5) Where, as a result of any test made under this rule, it is found that any package, or any label affixed thereto, does not bear thereon all or any of the declarations required to be made under these rules, it shall be lawful for the Director, Controller or any Legal Metrology Officer to make such enquiries as to the source from which such package was received by the whole sale dealer or the retail dealer as the case may be, as he may think fit.

22. Establishment of maximum permissible error on package.-

(1) The maximum permissible error in relation to the commodities shall be such as is indicated in the First Schedule.

(2) While establishing the maximum permissible error in relation to the net quantity of commodities contained in packages, due account shall be taken of the following causes which may lead to variation in quantity, namely:-

(a) variations caused by unavoidable deviation in weighing, measuring or counting the contents of individual packages that may occur in good packaging practice;

(b) variations caused by the ordinary and customary exposure to conditions, such as, climate, transport, storage or the like that normally occur in good distribution practice after the commodity is introduced in trade or commerce; and

(c) variations due to the nature of packaging material or container.

(3) The Director or Controller or the Legal Metrology officer shall determine, or cause to be determined, in relation to any commodity, the declaration in respect of the net quantity of which is permitted to be qualified by the words 'when packed'; the reasonable variations which may take place by reason of the environmental conditions.

23. Deceptive packages to be repacked or in default to be seized.-

(1) If, on the determination of the quantity contained in the sample packages, the Director or Controller or the Legal Metrology officer finds that the quantity contained in the package agrees with the declaration of the quantity made on

the package or label thereon but the package is a deceptive package, he shall require the manufacturer or the packer, as the case may be, to repack and re-label such package and in the event of the omission or failure on the part of the manufacturer or the packer, as the case may be, to repack or re-label such deceptive package, in accordance with the standards established by or under these rules, seize them, take appropriate punitive action in accordance with the Act and take adequate steps for the safe custody of such packages until they are produced in a court as evidence.

Explanation: For the purpose of this rule, 'deceptive package' means a package which is so designed as to deliberately given to the consumer an exaggerated or misleading impression as to the quantity of the commodity contained therein, except where bigger dimensions of the package can be justified by the manufacturer or the packer, as the case may be, on the ground that such dimensions are necessary for giving protection to the commodity contained in such package or for meeting the requirements of the machine used for filling such package.

(2) If the seized packages contain any commodity which is subject to speedy or natural decay, the Director or Controller or the Legal Metrology officer shall dispose of the commodity in accordance with the rules made under the Act.

CHAPTER III

PROVISIONS APPLICABLE TO WHOLESALE PACKAGES

24. Declarations applicable to be made on every wholesale package

Every wholesale package shall bear thereon a legible, definite, plain and conspicuous declaration as to –

- (a) The name and address of the manufacturer or importer or where the manufacturer or importer is not the packer, of the packer;
- (b) the identity of the commodity contained in the package; and
- (c) the total number of retail package contained in such wholesale package or the net quantity in terms of standard units of weights, measures or number of the commodity contained in wholesale package;

Provided that nothing in this rule shall apply in relation to a wholesale package if a declaration similar to the declarations specified in this rule, is required to be made on such wholesale packages by or under any other law for the time being in force.

CHAPTER IV

EXPORT OF PACKAGED COMMODITIES

25. Restrictions on sale of export packages in India.-An export package shall not be sold in India unless the manufacturer or packer has re-packed or relabeled the commodity in accordance with the provisions contained in Chapter II, and where any export package is sold in India without such re-packing or re-labeling, such package shall be liable to be seized in accordance with the provisions of the Act.

CHAPTER V

EXEMPTIONS

26. Exemption in respect of certain packages.-Nothing contained in these

rules shall apply to any package containing a commodity if—

(a) the net weight or measure of the commodity is ten gram or ten millilitre or less, if sold by weight or measure;

Provided that the declaration in respect of maximum retail price and net quantity shall be declared on packages containing 10g to 20g or 10ml to 20ml;

(b) any package containing fast food items packed by restaurant or hotel and the like;

(c) it contains scheduled formulations and non-scheduled formulations covered under the Drugs (Price Control) Order, 1995 made under section 3 of the Essential Commodities Act, 1955 (10 of 1955);

(d) agricultural form produces in packages of above 50 kg.

CHAPTER VI

REGISTRATION OF MANUFACTURERS, PACKERS AND IMPORTERS

27. Registration of manufacturers, packers and importers.-

(1) Every individual, firm, Hindu undivided family, society, company or corporation who or which pre-packs or imports any commodity for sale, distribution or delivery shall make an application, accompanied by a fee of rupees five hundred, to the Director or the Controller for the registration of his or its name and complete address; and every such application shall be made,-

(i) in the case of an applicant pre-packing or importing any commodity on the date of commencement of these rules, within a period of ninety days from such commencement; or

(ii) in the case of any applicant who or which commences pre-packing or importing of any commodity after the commencement of these rules, within ninety days from the date on which he or it commences such pre-packing.

(2) Every application referred in sub-rule (1) shall contain the following particulars, namely:-

- (a) the name of the applicant;
- (b) the complete address of the premises at which the pre-packing or import of one or more commodities is made by the applicant; and
- (c) the name of the commodity or commodities pre-packed or imported by the applicant.

Explanation: In this sub-rule, 'complete address' has the meaning assigned to it in the explanation to sub-rule (1) of rule 10.'

(3) For making any alteration in the registration certificate issued under sub rule (1), a fee of rupees one hundred shall be paid by the concerned manufacturer or packer or importer to the Director or Controller.

(4) On receipt of the application made under sub-rule (1), the Director or Controller, who shall be the Registering Authority, shall-

(a) if the application is not complete in all respects, return the same to the applicant within a period of seven working days from the date of receipt of the application;

(b) if the application is complete in all respects, register the applicant and grant a registration certificate to the applicant to that effect.

26. Registration of shorter address permissible.-(1) It shall be lawful for any manufacturer or packer to make an application to the Director or the Controller for the registration of a shorter address, in addition to the complete address referred to in sub-rule (2) of rule 27.

(2) The Director or the Controller may, if he is satisfied after inquiry that the shorter address is sufficient to enable the consumer or any other person to identify the manufacturer or the packer, register such shorter address.

(3) Where a shorter address is registered by the Director or the Controller, it shall be lawful

for the manufacturer or packer to state such shorter address on the label of each commodity pre-packed by him or it.

29. Registration of manufacturers and packers, etc.-

(1) The Director or the Controller shall enter in a register, to be maintained by him for the purpose, the name and complete address of each manufacturer or packer by whom application for such registration has been made to him under rule 27.

(2) The register referred to in sub-rule (1) shall be open to the inspection of the public without payment of any fee.

30. Compilation of lists of manufacturers or packers and their circulation. The Director/ Controller shall compile a State-wise list of the manufacturers and packers registered by him under rule 29 and shall circulate such list to the Controller of the concerned State to enable the Controller to take, or cause to be taken, samples at the premises of the manufacturer or, where the manufacturer is not the packer, of the packer.

CHAPTER VII

GENERAL

31. (1) Any advertisement mentioning the retail sale price of the pre-packaged commodity shall contain a declaration as to the net quantity or number of the commodity contained in the package.

(2) The font size of the net quantity in the advertisement shall be same as that of retail sale price.

32. Penalty for contravention of Rules

(1) Whoever contravenes the provisions of rules 27 to 31, he shall be punished with fine of four thousand rupees.

(2) Whoever contravenes any other provision of these rules, for the contravention of which no punishment has been provided either in the Act or in the rules, he shall be punished with fine of two thousand rupees.

33. Power to relax: The Central Government may, after ascertaining the genuineness of the compounding of a case or a Court decision stated in the application, permit a manufacturer or packer to pack for sale the packages for a reasonable period by relaxing one or more provision of these Rules with such corrective measures as may be specified.

34. Repeal and savings.- (1) The Standards of Weights and Measures (Packaged Commodities) Rules, 1977 (herein under referred to as the said rules) are hereby repealed.

Provided that such repeal shall not affect:

- (a) the previous operations of the said rules or anything done or omitted to be done or suffered therein; or
- (b) any right, privilege, obligation or liability acquired, accrued or incurred under the said rules; or
- (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the said rules; or
- (d) any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid.

And any such investigation, legal proceedings or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said rules had not been rescinded.

(2) Notwithstanding such repeal anything done or any action taken or purported to have been done or taken including approval of letter, exemption granted, fees collected, any adjudication, enquiry or investigation commenced, license and registration of manufacturers, dealers, importers of pre-packaged commodities, or show cause notice, decision, determination, approval, authorisation issued, given or done under the said rules shall if in force at the commencement of the said rules continue to be in force and have effect as if issued, given or done under the corresponding provisions of these

rules.

(3) The provisions of these rules shall apply to any application made to the Central Government or as the case may be the State Government under the said rules for licence, registration of manufacturers, importers, dealers of pre-packaged commodities pending at the commencement of these rules and to any proceedings consequent thereon and to any registration granted in pursuance thereof.

(4) Any legal proceeding pending in any court under the said rules at the commencement of these rules may be continued in that court as if these rules had not been framed.

(5) Any appeal preferred to the Central Government or as the case may be the State Government under the said rules and pending shall be deemed to have been made under the corresponding provisions of these rules.

THE FIRST SCHEDULE

[See Rule 2(e)]

1. Maximum permissible errors on net quantity declared by weight or volume.

(1) The maximum permissible error, in excess or in deficiency, in the net quantity by weight or volume of any commodity shall be as specified in Table I below:-

TABLE-I

Maximum permissible errors on net quantities declared by weight or by volume

Sl. No.	Declared quantity g or ml	Maximum permissible error in excess or in deficiency	
		As percentage of declared quantity	g or ml
(i)	up to 50	9	-
(ii)	50 to 100	-	4.5
(iii)	100 to 200	4.5	-
(iv)	200 to 300	-	9
(v)	300 to 500	3	-
(vi)	500 to 1000	-	15
(vii)	1000 to 10000	1.5	-
(viii)	10000 to 15000	-	150
(ix)	More than 15000	1.0	-

(2) The maximum permissible error specified as percentage shall be rounded off to the nearest one-tenth of a g or ml, for a declared quantities less than or equal to 1000 g or ml and to the next whole g or ml for declared quantities above 1000 g or ml.

2. The maximum permissible errors on net quantity declared by length, area or number. - (1) The maximum

permissible error, in excess or in deficiency, in the net quantity declared in terms of length, area or number of any commodity not specified in the First Schedule shall be as specified in Table II below:-

TABLE -II

The maximum permissible errors on net quantities declared by length, area or number

Sl. No.	Quantity Declared	Maximum permissible error in excess or in deficiency
(i)	in units of length	2% of declared quantity up to 10 metre and thereafter 1% of declared quantity.
(ii)	in units of area	4% of declared quantity up to 10 sq. metre and thereafter 1% of declared quantity.
(iii)	by number	2% of declared quantity.

THE SECOND SCHEDULE

(See rule 5)

Commodities to be packed in specified quantities

The following commodities shall be packed in such quantities by weight, measure or number as are specified in the corresponding entries against them.

Sl. No.	Commodities	Quantities in which to be packed
1.	2.	3.
1.	Baby food	100g, 200g, 300g, 400g, 500g, 600g, 700 g, 800 g, 900g, 1 kg, 2kg, 5 kg and 10 kg.
2.	Weaning food.	100g, 200g, 300g, 400g, 500g, 600g, 700g, 800g, 900g, 1 kg, 2 kg, 5 kg and 10 kg.
3.	Biscuits	25g, 50g, 75g, 100g, 150g, 200g, 250g, 300g and thereafter in multiples of 100g up to 1 kg.
4.	Bread including brown bread but excluding bun.	100g and there after in of multiples 100g.
5.	Un-canned packages of butter and margarine	25 g, 50 g, 100 g, 200 g, 500 g, 1 kg, 2 kg, 5 kg, and thereafter in multiples of 5 kg.

6.	Cereals and Pulses	100g, 200g, 500g, 1 kg, 2 kg, 5 kg and thereafter multiples of 5 kg
7.	Coffee	25g, 50g, 100g, 200g, 250g, 500g, 1kg and thereafter in multiples of 1kg.
8.	Tea	25g, 50g, 100g, 125g, 250g, 500g, 1kg and thereafter in multiples of 1kg.
9.	Materials which may be constituted or reconstituted as beverages.	25 g, 50 g, 100 g, 125g, 200 g, 500 g, 1 kg and thereafter in multiples of 1 kg.
10.	Edible Oils Vanaspati, ghee, butter oil	50 g, 100 g, 200 g, 500 g, 1 kg, 2 kg, 3 kg, 5 kg and thereafter in multiples of 5 kg If net quantity is declared by volume the same number in milliliters or liters, as the case may be. If the net quantity is declared by volume, then the equivalent quantity in terms of mass to be declared in brackets in same size of letters/ numerals
11.	Milk Powder.	Below 50g no restriction, 50 g, 100g, 200g, 500 g, 1 kg and thereafter in multiples of 500 g.
12.	Non-soapy detergents (powder)	Below 50 g no restriction, 50g, 100g, 200g, 500g, 700g, 1kg, 1.5 kg, 2 kg and thereafter, in multiples of 1 kg.
13.	Rice(powdered), flour, atta, rawa and suji.	100g, 200g, 500g, 1kg, 2kg, 5 kg and thereafter in multiples of 5 kg.
14.	Salt	Below 50g in multiples of 10g, 50g, 100g, 200g, 500g, 750g, 1 kg, 2 kg, 5 kg and thereafter in multiples of 5 kg.
15.	Soaps	
	(a) Laundry Soap	50g, 75g, 100g, and thereafter in multiples of 50g.
	(b) Non-soapy detergent cakes/ bars.	50g, 75g, 100g, 125g, 150g, 200g, 250g, 300g and thereafter in multiples of 100g
	(c) Toilet Soap including all kinds of bath soap (cakes).	25g, 50g, 75g, 100g, 125g, 150g and thereafter in multiples of 50g.
16.	Aerated soft drinks, non-alcoholic beverages.	65 ml (fruit based drinks only), 100 ml, 125ml(fruit based drinks only), 150 ml, 200 ml, 250 ml, 300 ml, 330ml(in cans only), 500 ml, 750 ml, 1 litre, 1.5 litre, 2 litre, 3 litre, 4 litre and 5 litre.
17.	Mineral water and	100 ml, 150 ml, 200 ml, 250 ml, 300 ml, 500 ml, 750 ml, 1 litre, 1.5 litre, 2

	drinking water	litre, 3 litre, 4 litre and 5 litre.
18.	Cement in bags.	1 kg, 2 kg, 5 kg, 10 kg, 20 kg, 25 kg, 40 kg (for White cement only) and 50 kg.
19.	Paint varnish etc.	
	(a) Paint (other than paste paint or solid paint) varnish, varnish stains, enamels.	50 ml, 100 ml, 200 ml, 500 ml, 1 litre, 2 litre, 3 litre, 4 litre, 5 litre and thereafter in multiples of 5 litre.
	(b) Paste paint and solid paint	500g, 1 kg, 1.5 kg, 2 kg, 3 kg, 5 kg, 7kg and thereafter multiple of 5 kg.
	(c) Base paint:	450 ml, 500 ml, 900 ml, 925 ml, 950 ml, 975 ml, 1 litre, 3.6 litre, 3.7 litre, 3.8 litre, 3.9 litre and 4 litre and no restriction above 4 litre.

THE THIRD SCHEDULE

(See Rule 11(4))

Declaration of quantity in relation to commodities (sold by weight or volume) which may be qualified by the words "When packed"

Sl. No.	Name of commodity
1.	All kinds of Soaps
2.	Lotions
3.	Cream (other than cream of milk)

THE FOURTH SCHEDULE

(See Rule 12(2))

Exceptions referred to in Rule 12(2)

1. The following commodities in packaged form may be sold by weight, measure or number as shown against the commodity:-

TABLE

Sl. No.	Commodity	Whether declaration to be expressed in terms of weight, measures or number or two or more of them
1.	2.	3.
1.	Aerosol Products	Weight
2.	Acids in liquid form	Weight or volume
3.	Compressed or liquefied	Weight and equivalent volume

	gas (but not liquefied petroleum gas)	at stated temperature and pressure
4.	Curd	Weight
5.	Electric Cables	Length or weight
6.	Electric wire	Length or weight
7.	Fencing wire	Number or weight
8.	Fruits, all kinds	Number or weight
9.	Furnace oil	Weight or volume
10.	Non edible vegetable oil	Weight or volume
11.	Edible oil, Vanaspathi ghee and butter oil	Weight or volume
12.	Heavy residual fuel oil	Weight
13.	Industrial diesel fuel	Volume
14.	Malting malt-extract, golden syrup treacle	Weight
15.	Ice cream and other similar frozen products	Volume
16.	Liquid chemicals	Weight or volume
17.	Liquefied petroleum gas	Weight
18.	Nails, wood screws	Number or weight
19.	Paints other than paste paint or solid paint) Varnish varnish stains, enamels	Volume
20.	Paste paint, solid paint	Weight
21.	Rasgulla, Gulabjamun and other sweet preparations	Weight
22.	Ready-made garments	Number
23.	Sauces, all kinds	Weight
24.	Tyres and tubes	Number
25.	Yarn	Weight or length of yarn
26.	Cosmetics including creams, shampoo, lotions and perfumes	Weight or measure

THE FIFTH SCHEDULE

(See Rule 19)

Manner of Selection of Sample Packages

1. For determination of the net quantity for any commodity contained in a package, the sample size shall be such as is specified in the corresponding entry column 2 of the Table below against the lot size specified in Column 1 of the said Table.

Lot Size	Sample Size
(1)	(2)
Less than 4000	32

More than 4000	80
----------------	----

2. The sample shall be selected at random in accordance with the manner specified in paragraphs 3 and 4.
3. Where, for the determination of the net quantity of any commodity contained in a package it is necessary to take samples of packages stored by the manufacture or packer in a ware house, go-down or at any other place, the sample shall be selected at random, from ever lot of packages and shall be picked out from the top, bottom, center, right, left, front and rear of the stocks so that the samples may adequately represent the packages in the lot.
4. Where, for the determination of the net quantity of any commodity contained in a package it is necessary to take samples from the place where the package is being filled such samples shall be selected from among the package which have already been filled, or in the alternatively, the requisite number of empty containers may be taken over and each of them shall be adequately marked for proper identification and the tare weight of each container shall be accurately noted and thereafter the marked containers shall be introduced at random in the packing process so that, after the packages are filled in may be possible to determine the net quantity

Explanation: In this schedule 'Sample size' means the umber of packages to be selected as sample.

THE SIXTH SCHEDULE

(See Rule 19)

Determination of the Net Quantity of Commodities contained in Packages

Part-I - Equipment

- 1. Equipments required-** (1) The Director, Controller or any Legal Metrology Officer authorized by or under the Act, to determine the net quantity; of commodity contained in any package, shall be provided by the concerned Government with adequate equipments and facilities to carry out his work to the required degree of accuracy in an Expedient and efficient manner.

(2) The equipments, referred to in sub-paragraph (1), shall ordinarily consist of working standard weights and balances, or any other weight or measure declared by the Director to be suitable for determining the net quantity contained in the concerned package.

(3) The Director, Controller or any Legal Metrology Officer shall, before determining the net quantity contained in any package, ensure that the working standards and other equipments are functioning properly.

2. Working standards to be ordinarily used.—(1) Ordinarily, working standards and other weights and measures, duly verified shall be used for determining the net quantities contained in packages and the errors, if any, in relation to the net quantity declared on the package.

Provided that, where it is necessary to use the weights and measures, owned or controlled by the manufacturer, packer or wholesale dealer as the case may be such weights and measures, shall be used unless the maximum permissible error of such weights and measures is twenty per cent or less of the maximum error permitted in relation to the net quantity of the commodity contained in the packages.

(2) It shall be the duty of every manufacturer, packer or wholesale dealer to render such assistance the Director, Controller or any Legal Metrology Officer as the Director or other authorized person may require in order carrying out his duties expeditiously and efficiently.

(3) Where any weight, measure or other equipment, owned or controlled by the manufacturer, packer or wholesale dealer is used by the Director, Controller or any Legal Metrology Officer for the determination of the net quantity contained in any package, such weight, measure or other equipment shall not be released by the Director or other authorized person until his work is completed.

Part-II - Instructions with regard to the determination of quantity and error at manufacturer's or packer's premises.

3. (1) If empty tare packages are available, one such package shall be taken and tare package weight determined. If

the tare package weight is equal to or less than three-tenths of the maximum permissible error for the concerned commodity of that quantity, it shall be assumed that the tare package weight so determined is valid for all the other packages in the sample, and the sample packages shall then be weighed for gross weight, and thereafter the net weight of commodity contained in each package shall be obtained by subtracting the tare package weight from the gross package weight. If the tare package weight so determined is more than three tenths of the maximum permissible error in relation to the commodity for that quantity, weight of four emptier tare packages shall be determined. If the difference between the maximum tare package weight and the minimum tare package weight of the five samples is equal to or less than four tenths of the maximum permissible error allowed for that commodity for that quantity, the tare weight of the package shall be taken as equal to the average of the five tare package weights. The gross weight of the package in the sample shall then be determined and the average tare package weight shall be subtracted from the gross package weight to obtain the net contents of the commodity in each package, in the sample. However, when the difference in the five individual tare weights of the packages exceeds the limit of four tenths of the maximum permissible error specified above, the procedure specified in sub-paragraph (4) or sub-paragraph (5), as the case may be, shall be adopted for determining the net quantity of individual packages.

(2) In the absence of empty tare packages, one package from the sample shall be opened and the net weight of the commodity and the tare weight of the package determined. If the tare weight of the package is equal to or less than three-tenth of the maximum permissible error for that concerned commodity of that quantity, it shall be assumed that the tare weight of one package so determined is valid for all the other packages in the sample, and the remaining packages shall then be weighed for gross weight, and thereafter the net weight of commodity contained in each package shall be obtained by subtracting the tare weight from the gross weight.

(3) If the tare weight of the package specified in sub-paragraph (2) is more than three-tenths of the maximum permissible error in relation to that commodity, four more packages in the samples shall be opened and the net weight of the commodity in each package as well as the tare weight of each package shall be determined. If the

difference between the maximum tare weight and the minimum tare weight of five samples is equal to or less than four-tenths of the maximum permissible error for that commodity of that quantity, the tare weight of the package shall be taken as equal to the arithmetic mean of the five tare weights. The gross weight of the packages in the sample shall then be determined to the requisite accuracy and the average tare weight of the contained shall be subtracted from the gross weight to obtain the net contents of the commodity in each package in the sample.

(4) Where it is found on examining the first package, as described in sub-paragraph (2) that the tare weight of the container exceeds the limits specified in sub-paragraph (2) and sub-paragraph (3) and the determination of net contents, cannot be carried out without opening the remaining packages, or it is not possible to use the procedure to use the procedure described in sub-paragraph (5) the size of the sample to be examined shall be restricted to that indicated in column (2), in accordance with the lot indicated in column (1) of Table of the Fifth Schedule and the determination of net quantity shall be carried out by opening all the packages in the sample.

(5) Where it is likely that the process of determination of the actual net quantity may be destructive and it is possible to feed empty package into the packing process without affecting the results, the following procedure shall be used:

- (a) the number of empty packages, depending upon the size of the lot, in accordance with columns (1) and (2) of Table of the Fifth Schedule shall be selected;
 - (b) the empty package shall be marked suitably to identify them from the other packages;
 - (c) the weight of each empty package, with its other parts which are to be fitted on it after it is filled shall be determined and the weight suitably recorded on the empty package and also on the Form specified in the Seventh Schedule;
 - (d) the empty package shall then be filled by introducing them in a random manner in the packing process, and such introduction shall be adequately spread over the duration in accordance with which the size of the lot is determined;
 - (e) the marked packages shall be taken out after completion of the filling and sealing operations and each such filled package shall be weighed again to the requisite accuracy;
 - (f) the net quantity shall be obtained by deducting the tare weight determined in accordance with clause (c) from the gross weight.
- (6) The Director, Controller or any Legal Metrology Officer shall enter results of this examination of gross weight, net

weight and tare weight in the Form specified in the Seventh Schedule along with such other observation as he may wish to make on the basis of his examination.

4. Determination of liquid contents by volume.-(1) If the specific gravity of the liquid commodity filled in packages remains sufficiently constant for a lot and it is possible to determine accurately its specific gravity the method of determination of net contents by weight, described in paragraph 3 may be used.

(2) If the method described in sub-paragraph (1) is not feasible the containers shall be opened and the contents of each package poured out carefully into the appropriate volume measure.

(3) The reading of the actual net volume of the commodity in every package shall be noted carefully and recorded in the Form specified in the Seventh Schedule.

5. Verification of length of commodities.-(1) The sample shall be selected in the manner specified in the Fifth Schedule.

(2) If it is not possible to measure the dimensions without opening the package, the package shall be opened.

(3) The length of the commodity shall be measured by means of a calibrated steel tape of suitable length.

(4) If the actual length of the commodity is so great that it is not possible to measure it with the tape measure and a suitable length measuring instrument is available on the premises, that instrument shall be used, after duly calibrating it by suitable means, with the steel tape serving as a working standard of length.

(5) The reading of the actual length of the commodity in every package shall be noted carefully and recorded in the Form specified in the Seventh Schedule.

6. Verification of commodities packed by number.- The Director, Controller or any Legal Metrology Officer shall take packages from the sample drawn by him in the manner specified in the Fifth Schedule and determine the extent of error, by actual counting in each such package and may, for that purpose open all packages.

7. Checking of other declarations.- (1) The declarations made on the package or on the label affixed thereto, shall be examined with a view to ascertaining whether such declarations conform to these rules and may be ensured either at the factory level or at the depot of the factory.

(2) The additional declarations made on the package or on the label affixed thereto in respect of item (f) and (g) of sub-rule (1) of rule 6 shall also be examined to ascertain whether they are adequate.

THE SEVENTH SCHEDULE

Form A

Weight Checking – Data Sheet

A Particulars of Package		Name of Manufacturer/ Packer				
		Address	Price	Month	Year	
B Commodity Classification		Lot Size: Schedule First/ Second Class A/ B Maximum permissible error in percentage		Sample Size:		
C		Sample No.	Gross Weight	Tare Weight	Net Weight/ error	Remarks
Weight Checking Data		↓ 200				
D Results		Declared Wt.		Avg. Wt.		
E GENERAL COMMENTS WITH REGARD TO THE COMPLIANCE WITH THE ACT AND THE RULES MADE THEREUNDER						
F manufacturer/ manufacturer or		Signature and name of the authorized person		Signature and name of packer authorized by any competent witness		
		Designation:		Place:		
		Name:				
		Time:				

Note: If the data sheet runs into more pages than one, the each continuation sheet shall bear the signatures specified in Part F.

Form B

Volume/ Length Checking – Data Sheet

A	
Particulars of Package	Name of Manufacturer/ Packer
	Address Price Month Year
B	
Commodity Classification	Lot Size: Sample Size: Schedule First/ Second Class A/ B Maximum permissible error in percentage
C	
	Sample Gross Tare Net Remarks No. Weight Weight Weight/ error
Volume/ Length Checking Data	1 200
D	
Results	Declared Volume/ Length Avg. Volume/ Length
E	
GENERAL COMMENTS WITH REGARD TO THE COMPLIANCE WITH THE ACT AND THE RULES MADE THEREUNDER	
F	
Signature and name of the authorized person	Signature and name of manufacturer/ packer authorized by manufacturer or any competent witness
Designation: Name: Time:	Place:

Note: If the data sheet runs into more pages than one, the each continuation sheet shall bear the signatures specified in Part F.

[F. No. WM-9(6)/2010-Pt.]

RAKESH KACKER, Spl. Secy.



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 205]

नई दिल्ली, बुधवार, अप्रैल 13, 2011/चैत्र 23, 1933

No. 205]

NEW DELHI, WEDNESDAY, APRIL 13, 2011/CHAITRA 23, 1933

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 13 अप्रैल, 2011

सा.का.नि. 318(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उप-धारा (2) के खण्ड (ब) के साथ पठित उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 का संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

1. (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) (संशोधन) नियम, 2011 है।

(2) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।

2. विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 के नियम 6 के उप-नियम (5) के पश्चात् निम्नलिखित रखा जाएगा, अर्थात्:-

"(6) कोई भी पैकिंग सामग्री या रैपर जिसको किनिर्माता या पैकर द्वारा समाप्त नहीं किया जा सका हो, यथास्थिति स्टैम्प लगाकर या स्टिकर लगाकर या ऑनलाइन मुद्रण द्वारा, इन नियमों के अधीन अपेक्षित सुधार करने के पश्चात् 30 सितम्बर, 2011 तक या पैकिंग सामग्री या रैपर के समाप्त होने की तारीख तक, इसमें से जो पूर्वतर हो, प्रयोग किया जा सकेगा।"

[फा. सं. डब्ल्यू एम-9(6)/2010-पार्ट]

राकेश कक्कर, विशेष सचिव

टिप्पण : मूल नियम भारत के राजपत्र में 9 मार्च, 2011 को सा.का.नि. 202 (अ), तारीख 7 मार्च, 2011 के द्वारा प्रकाशित किए गए थे।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 13th April, 2011

G.S.R. 318(E).— In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of Section 52 of the Legal Metrology Act, 2009, (1 of 2010) the Central Government hereby makes the following rules to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called as the Legal Metrology (Packaged Commodities) (Amendment) Rules, 2011.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Legal Metrology (Packaged Commodities) Rules, 2011 in rule 6, after sub-rule (5), the following shall be inserted, namely:—

"(6) Any packaging material or wrapper which could not be exhausted by the manufacturer or packer may be used for packing of the material up to 30th September, 2011 or till such date the packaging material of wrapper is exhausted, whichever is earlier, after making the corrections required under these rules by way of stamping or putting sticker or online printing, as the case may be."

[F. No. WM-9(6)/2010-Pt.]

RAKESH KACKER, Spl. Secy.

Note : The Principal rules were published in Gazette of India on 9th March, 2011, vide G.S.R. 202 (E), dated 7th March, 2011.



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 551]

नई दिल्ली, शुक्रवार, सितम्बर 30, 2011/आश्विन 8, 1933

No. 551]

NEW DELHI, FRIDAY, SEPTEMBER 30, 2011/ASVINA 8, 1933

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 30 सितम्बर, 2011

सा.का.नि. 734(अ).—केन्द्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उप-धारा (2) के खण्ड (ब) के साथ पठित उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 का आगे संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात् :-

1. (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) द्वितीय संशोधन नियम, 2011 है।

(2) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।

2. विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 के नियम 6 के उप-नियम (6) में "30 सितम्बर, 2011 तक" शब्दों, अक्षरों और अंकों को बदलें "31 मार्च, 2012 तक" शब्द, अक्षर और अंक रखे जाएंगे।

[फा. सं. डब्ल्यू एम-9(6)/2010-फर्ट]

पंकज अग्रवाल, अपर सचिव

टिप्पण : मूल नियम भारत के राजपत्र में 9 मार्च, 2011 को सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 को द्वारा प्रकाशित किए गए थे तथा सा.का.नि. 318(अ), तारीख 13 अप्रैल, 2011 को संशोधित किए गए थे।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 30th September, 2011

G.S.R. 734(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules to further amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called the Legal Metrology (Packaged Commodities) Second Amendment Rules, 2011.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In rule 6 of the Legal Metrology (Packaged Commodities) Rules, 2011 in sub-rule (6), for the words, letters and figures "upto 30th September, 2011", the words, letters and figures "upto 31st March, 2012" shall be substituted.

[F. No. WM-9(6)/2010-Pl.]

PANKAJ AGARWALA, Addl. Secy.

Note : The Principal Rules were published in Gazette of India on 9th March, 2011, vide G.S.R. 202(E), dated 7th March, 2011 and amended vide G.S.R. 318(E), dated 13th April, 2011.



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 591]

नई दिल्ली, मंगलवार, अक्टूबर 25, 2011/कार्तिक 3, 1933

No. 591]

NEW DELHI, TUESDAY, OCTOBER 25, 2011/KARTIKA 3, 1933

उपभोक्ता मामले, खाद्य एवं सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 24 अक्टूबर, 2011

सा.का.नि. 784(अ).—केन्द्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उप-धारा (2) के खण्ड (ज) के साथ पठित उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात् :—

1. (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) तृतीय संशोधन नियम, 2011 है।

(2) ये 1 जुलाई, 2012 से प्रवृत्त होंगे।

2. विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 (जिन्हें इसमें इसके पश्चात् मूल नियम कहा गया है) में,—

(क) नियम (5) के परन्तुक का लोप किया जाएगा।

(ख) खंड (घ) में, उप-नियम (1) के तृतीय परन्तुक का लोप किया जाएगा।

(ग) नियम 12 में, उप-नियम (6) के स्थान पर, निम्नलिखित उप-नियम रखा जाएगा, अर्थात् :—

“(6) इन नियमों के अधीन मात्रा की घोषणा में किसी भी प्रकार का ऐसा कोई शब्द अथवा पद अंतर्विष्ट नहीं होगा जिससे पैकेज में अंतर्विष्ट वस्तु की मात्रा के बारे में बढ़ा-चढ़ा कर, घामक या अपर्याप्त प्रभाव पड़े या पड़ने की सम्भावना हो।”

(घ) नियम 19 में, उप-नियम (7) के स्थान पर निम्नलिखित उप-नियम रखा जाएगा, अर्थात् :—

“(7) पैकेजों पर अनिवार्य घोषणाओं की अपेक्षा फैंकट्री स्तर पर और फैंकट्री के डिपो के स्तर पर सुनिश्चित की जाएगी।”

(ङ) नियम 19 में, उप-नियम (8) के स्थान पर निम्नलिखित उप-नियम रखा जाएगा, अर्थात् :—

“(8) इस नियम के उपबंधों का अनुपालन न करने पर, इन पैकेजों के पंच प्रतिनिधिक नमूनों को अधिग्रहण कर साक्ष्य के रूप में कार्रवाई की जा सकेगी और शेष पैकेजों को, यथास्थिति, निर्माता अथवा पैकर द्वारा अनुपालन पूरा करने के पश्चात् ही छोड़ा जाएगा।”

(च) नियम 26 में खंड (क) के परन्तुक का लोप किया जाएगा।

(छ) चतुर्थ अनुसूची में स्तंभ 3 के क्रम संख्यांक 15 के सामने की प्रविष्टि “आयतन” के स्थान पर निम्नलिखित प्रविष्टि रखी जाएगी, अर्थात् :—

“वजन”

[फा. सं. डब्ल्यू एम-11(13)/2010]

मनोज कुमार परिड़ा, संयुक्त सचिव

टिप्पण : मूल नियम भारत के राजपत्र में अधिसूचना संख्यांक सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 द्वारा प्रकाशित किए गए थे और अंतिम संशोधन, अधिसूचना संख्यांक सा.का.नि. 734(अ), तारीख 30 सितम्बर, 2011 द्वारा किया गया था।

**MINISTRY OF CONSUMER AFFAIRS, FOOD AND
PUBLIC DISTRIBUTION**

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 24th October, 2011

G.S.R. 784(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of Section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called as the Legal Metrology (Packaged Commodities) Third Amendment Rules, 2011.

(2) They shall come into force with effect from 1st July, 2012.

2. In the Legal Metrology (Packaged Commodities) Rules, 2011 (hereinafter referred to as the principal rules),—

- (a) the proviso to the Rule 5 shall be omitted.
- (b) in clause (d), sub-rule (1) third proviso shall be omitted.
- (c) in rule 12, for sub-rule (6), the following sub-rule shall be substituted, namely:—

“(6) the declaration of the quantity under these rules shall not contain any word or expression, of any sort whatsoever, which tends to create or is likely to create an exaggerated, misleading or inadequate

expression as to the quantity of the commodity contained in the package.”,

- (d) in rule 19, for sub-rule (7), the following sub-rule shall be substituted, namely:—
“(7) the requirement of mandatory declarations on packages shall be ensured either at the factory level and at the depot of the factory.”,
- (e) in rule 19, for sub-rule (8), the following sub-rule shall be substituted, namely:—
“(8) For non-compliance of the provisions of this rule, action may be taken after seizing five representative samples of the packages as evidence and the rest of the packages may be released only after compliance is completed by the manufacturer or the packer, as the case may be.”,
- (f) in rule 26, in clause (a), the proviso shall be omitted.
- (g) in the Forth Schedule, for the entry “volume” in column 3 against serial number 15, the following entry shall be substituted, namely:—
“weight”.

[F. No. WM-11(13)/2010]

MANOJKUMAR PARIDA, Jt. Secy.

Note : The principal rules were published in the Gazette of India, *vide* notification number G.S.R. 202(E), dated 7th March, 2011 and last amended, *vide*, notification number G.S.R. 734(E), dated 30th September, 2011.



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EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 634]

नई दिल्ली, बुधवार, नवम्बर 24, 2011/अग्राहायण 3, 1933

No. 634]

NEW DELHI, THURSDAY, NOVEMBER 24, 2011/AGRAHAYANA 3, 1933

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

शुद्धि-पत्र

नई दिल्ली, 23 नवम्बर, 2011

सं.का.नि. 832(अ).—भारत सरकार के उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय (उपभोक्ता मामले विभाग) की विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) तृतीय संशोधन, नियम, 2011 से संबंधित भारत के राजपत्र, असाधारण, भाग II, खंड 3, उप-खंड (i), तारीख 24 अक्टूबर, 2011 को प्रकाशित अधिसूचना संख्या सं.का.नि. 784(अ), तारीख 24 अक्टूबर, 2011 के हिन्दी पृष्ठ में पृष्ठ 1, नियम 2 में—

(क) खण्ड (ख) में, "उप-नियम (1)" को "नियम 6 के उप-नियम (1)" पढ़ें।

[फा. सं. डब्ल्यू एम-11(13)/2010]

मनोज कुमार परिडा, संयुक्त सचिव

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

CORRIGENDUM

New Delhi, the 23rd November, 2011

G.S.R. 832(E).—In the english version of the notification of the Government of India in the Ministry of Consumer Affairs, Food and Public Distribution, (Department of Consumer Affairs) number G.S.R. 784(E), dated the 24th October, 2011 published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), dated the 24th October, 2011, relating to the Legal Metrology (Packaged Commodities) Third Amendment, Rules, 2011, at page 2, in rule 2,—

(a) in clause (b), for "sub-rule (1)", read "sub-rule (1) of rule 6";

(b) in clause (d), for "ensured either", read "ensured".

[F.No. WM-11(13)/2010]

MANOJ KUMAR PARIDA, Jt. Secy.



भारत का राजपत्र The Gazette of India

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EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)
PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 258]

नई दिल्ली, मंगलवार, जून 5, 2012/ज्येष्ठ 15, 1934

No. 258]

NEW DELHI, TUESDAY, JUNE 5, 2012/JYAISTHA 15, 1934

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 5 जून, 2012

सा.का.नि. 426(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उपधारा (2) के खण्ड (ज) और खंड (घ) के साथ पठित उप धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात् :-

- (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) (द्वितीय संशोधन) संशोधन नियम, 2012 है।
(2) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।
- विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) (तृतीय संशोधन) नियम, 2011 में-
 - नियम 1 की उप नियम (2) के स्थान पर निम्नलिखित उप नियम रखा जाएगा, अर्थात् :-
“(2) ये नियम यथा अन्यथा उपबंधित के सिवाय 1 जुलाई, 2012 से प्रवृत्त होंगे।”
 - नियम 2 में, खण्ड (क) के स्थान पर निम्नलिखित खण्ड रखा जाएगा, अर्थात् :-
“(क) नियम 5 के परंतुक का 1 नवम्बर, 2012 से लागू किया जाएगा।”

[फा. सं. डब्ल्यू एम-11 (13)/2010]

राजीव अग्रवाल, सचिव

टिप्पण : मूल नियम भारत के राजपत्र/में अधिसूचना सं. सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 द्वारा प्रकाशित किए गए थे और अधिसूचना संख्यांक सा.का.नि. 784(अ) तारीख 24 अक्टूबर, 2011 द्वारा उनका अंतिम संशोधन किया गया।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 5th June, 2012

G.S.R. 426(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) and (q) of sub-section (2) of Section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called the Legal Metrology (Packaged Commodities) (Second Amendment) Amendment Rules, 2012.
- (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Legal Metrology (Packaged Commodities) (Third Amendment) Rules, 2011,—
 - (i) for sub-rule (2) of rule 1, the following sub-rule shall be substituted, namely:—

“(2) Save as otherwise provided, these rules shall come into force from 1st July, 2012.”
 - (ii) in rule 2, for clause (a) the following clause shall be substituted, namely:—

“(a) The proviso to rule 5 shall be omitted from 1st November, 2012.”

[F.No. WM-11 (13)/2010]

RAJIVAGARWAL, Secy.

Note: The principal rules were published in the Gazette of India, vide, notification number G.S.R. 202(E), dated 7th March, 2011 and last amended, vide, notification number G.S.R. 784(E), dated 24th October, 2011.



भारत का राजपत्र

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EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (I)

PART II—Section 3—Sub-section (I)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 259]

नई दिल्ली, मंगलवार, जून 5, 2012/ज्येष्ठ 15, 1934

No. 259]

NEW DELHI, TUESDAY, JUNE 5, 2012/JYAISTHA 15, 1934

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 5 जून, 2012

सा.क्र.नि. 427(अ).—केन्द्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उपधारा (2) के खण्ड (अ) और खण्ड (थ) के साथ पठित उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

- (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) संशोधन नियम, 2012 है।
(2) ये नियम यथा अन्यथा उपबंधित के सिवाय, राजपत्र में प्रकाशन की तारीख से प्रवृत्त होंगे।

- विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 में,-
(क) नियम 5 को उसके उपनियम (1) के रूप में संख्यांकित किया जाएगा और इस प्रकार संख्यांकित उपनियम (1) के पश्चात् निम्नलिखित उपनियम अंतः स्थापित किए जाएंगे, अर्थात् :-

“ (2) जब खुदरा विक्रय के लिए आशयित एक या अधिक पैकेजों को संवर्धन प्रस्थापना हेतु फुटकर पैकेज के रूप में विक्रय किए जाने के लिए एक साथ समूहबद्ध किया जाता है, तो उस समूह का प्रत्येक पैकेज नियम 6 के उपबंधों के अनुरूप होगा।

(3) द्वितीय अनुसूची में अंतर्विष्ट किसी बात के होते हुए भी विनिर्माता या आयातकर्ता मूल्य आधारित पैकेजों का विक्रय नियम 6 में विनिर्दिष्ट अन्य घोषणाएं करने के

पश्चात्, 1/- रुपए, 2/- रुपए, 3/- रुपए, 4/- रुपए, 5/- रुपए, 6/- रुपए, 7/- रुपए, 8/- रुपए, 9/- रुपए और 10/- रुपए के निबन्धनों के अनुसार कर सकता है।

(ख) नियम 6 में,-

(i) उपनियम (1) में "खाद्य अपमिश्रण निवारण अधिनियम, 1954 (1954 का 37)" शब्दों, अंकों और कोष्ठकों के स्थान पर "खाद्य सुरक्षा और मानक अधिनियम, 2006 (2006 की 34)" शब्द, अंक और कोष्ठक रखे जाएंगे;

(ii) उपनियम (6) के पश्चात्, 1 जनवरी, 2013 से निम्नलिखित उपनियम अंतः स्थापित किया जाएगा, अर्थात्:-

" (7) प्रत्येक पैकेज पर, जिसमें आनुवांशिक रूप से उत्पादित खाद्य है, उसके प्रमुख पदार्थ पैनाल पर सबसे ऊपर 'जी एम' शब्द लिखे होने चाहिए।"

(ग) नियम 33 को उसके उपनियम (1) के रूप में संख्यांकित किया जाएगा और इस प्रकार संख्यांकित उपनियम (1) के पश्चात् निम्नलिखित उपनियम अंतः स्थापित किया जाएगा, अर्थात्:-

"(2) केन्द्रीय सरकार, आवेदन में कथित मामले की प्रामाणिकता को अभिनिश्चित करने के पश्चात् नियमों को शिथिल करते हुए किसी विनिर्माता या पैककर्ता या आयातकर्ता को अधिकतम एक वर्ष की अवधि के लिए द्वितीय अनुसूची में विनिर्दिष्ट से निम्न पैकेजों को पैक करने या उनका विक्रय करने की अनुज्ञा प्रदान कर सकेगी।"

(घ) द्वितीय अनुसूची के स्थान पर निम्नलिखित अनुसूची रखी जाएगी, अर्थात्

द्वितीय अनुसूची

(नियम 5 देखें)

विनिर्दिष्ट मात्राओं में पैक की जाने वाली वस्तुएं

निम्नलिखित वस्तुएं भार, माप या संख्या के अनुसार ऐसी मात्रा में पैक की जाएंगी जो उनके सामने दी गई तत्सम्बन्धी प्रविष्टियों में विनिर्दिष्ट हैं:

क्र०सं० (1)	वस्तु (2)	वह मात्रा जिसमें वह पैक की जाती है (3)
1.	बाल आहार	25 ग्रा०, 50 ग्रा०, 100ग्रा०, 200 ग्रा०, 300 ग्रा०, 350 ग्रा०, 400 ग्रा०, 450 ग्रा०, 500 ग्रा०, 600 ग्रा०, 700 ग्रा०, 800 ग्रा०, 900 ग्रा०, 1 कि.ग्रा., 2 कि.ग्रा., 5 कि.ग्रा., और 10 कि.ग्रा.,
2.	छोटे बच्चे का आहार	50 ग्राम से नीचे कोई प्रतिबंध नहीं है, 50 ग्रा०, 100ग्रा०, 200 ग्रा०, 300 ग्रा०, 400 ग्रा०, 500 ग्रा०, 600 ग्रा०, 700 ग्रा०, 800 ग्रा०, 900 ग्रा०, 1 कि.ग्रा., 2 कि.ग्रा., 5 कि.ग्रा., और 10 कि.ग्रा.,
3.	बिस्कुट	25 ग्रा०, 50 ग्रा०, 60 ग्रा०, 75ग्रा०, 100ग्रा०, 120 ग्रा०, 150 ग्रा०, 200 ग्रा०, 250 ग्रा०, 300 ग्रा०, और उसके

		पश्चात् 100 ग्रा. के गुणज में 1 कि.ग्रा. तक और उसके पश्चात् 500 ग्रा. के गुणज में 5 कि.ग्रा. तक।
4.	ब्रेड जिसके अन्तर्गत ब्राउन ब्रेड भी है किन्तु बल नहीं है	50 ग्राम और उसके पश्चात् 50 ग्राम के गुणज में 500 ग्राम तक और 500 ग्राम से ऊपर 100 ग्राम के गुणज में।
5.	मक्खन और मार्गरीन के टीनबंद रहित पैकेज	25 ग्राम तक कोई प्रतिबंध नहीं है, 25 ग्रा०, 50 ग्रा०, 100 ग्रा०, 200ग्रा०, 500ग्रा०, 1 कि.ग्रा., 2 कि.ग्रा. 5 कि.ग्रा. और उसके पश्चात् 5 कि.ग्रा. के गुणज में।
6.	अनाज और दालें	100 ग्राम तक कोई प्रतिबंध नहीं है, 100 ग्रा०, 200ग्रा०, 500ग्रा०, 1 कि.ग्रा., 2 कि.ग्रा. 5 कि.ग्रा. और उसके पश्चात् 5 कि.ग्रा. के गुणज में।
7.	काफी	25 ग्राम से नीचे कोई प्रतिबंध नहीं, 25 ग्रा०, 50 ग्रा०, 75 ग्रा०, 100ग्रा०, 150ग्रा०, 200 ग्रा., 250 ग्रा., 500 ग्रा. 1 कि.ग्रा., 1.5 कि.ग्रा., 2 कि.ग्रा. और उसके पश्चात् 1 कि० ग्रा० के गुणज में।
8.	चाय	25 ग्राम से नीचे कोई प्रतिबंध नहीं, 25 ग्रा०, 50 ग्रा०, 100ग्रा०, 125ग्रा०, 250 ग्रा., 500 ग्रा. 1 कि.ग्रा., और उसके पश्चात् 1 कि० ग्रा० के गुणज में।
9.	पदार्थ जिन्हें पेय के रूप में संघटित अथवा पुनः संघटित किया जा सकता है।	50 ग्राम तक कोई प्रतिबंध नहीं, 50ग्रा., 75 ग्रा., 100ग्रा., 200ग्रा., 250 ग्रा., 400 ग्रा., 450 ग्रा., 500ग्रा., 750 ग्रा. 1 कि.ग्रा. और उसके पश्चात् 1 कि.ग्रा. के गुणज में। (56 ग्राम और 61 ग्राम केवल चिकित्सीय प्रयोजन के लिए)
10.	खाद्य तेल, वनस्पति, घी, बटर आयल	50ग्रा., 100ग्रा., 200ग्रा., 250ग्रा. 500ग्रा., 1 कि.ग्रा., 2 कि.ग्रा., 3 कि.ग्रा. 5 कि.ग्रा. और उसके पश्चात् 5 कि.ग्रा. के गुणज में। यदि शुद्ध मात्रा परिमाण में घोषित की जाती है तो 50 मि.ली., 100 मि.ली., 200 मि.ली., 250 मि.ली., 500 मि.ली., 1 लीटर, 2 लीटर, 3 लीटर, 5 लीटर और उसके पश्चात् 5 लीटर के गुणज में और द्रव्यमान द्वारा शुद्ध मात्रा की घोषणा समान अक्षरों/संख्याओं के आकार में किया जाएगा।
11.	मिल्क पाउडर	50 ग्रा. से कम पर कोई प्रतिबंध नहीं, 50ग्रा., 150 ग्रा., 200ग्रा., 250ग्रा., 500ग्रा., 1 कि.ग्रा. और उसके पश्चात्

		500ग्रा. के गुणज में।
12.	साबुन - रहित डिटर्जेंट (पाउडर)	50 ग्रा. से कम पर कोई प्रतिबंध नहीं, 50ग्रा., 75ग्रा., 100 ग्रा., 150 ग्रा., 200ग्रा., 250 ग्रा., 500ग्रा. 700ग्रा., 750 ग्रा., 1 कि.ग्रा., 1.5कि.ग्रा., 2 कि.ग्रा., और उसके पश्चात् 1 कि.ग्रा., के गुणज में।
13.	चावल (चूरा) आटा, रवा और सूजी	10 ग्रा., 200ग्रा., 500ग्रा., 1 कि.ग्रा., 1.25 कि०ग्रा०, 1.5 कि०ग्रा०, 1.75 कि०ग्रा०, 2 कि.ग्रा. 5 कि.ग्रा. और उसके पश्चात् 5 कि.ग्रा. के गुणज में।
14.	नमक	50 ग्रा. से कम, 10 ग्रा. के गुणज में, 50ग्रा., 100 ग्रा., 200ग्रा., 500ग्रा., 750 ग्रा., 1 कि.ग्रा., 2 कि.ग्रा., 5 कि.ग्रा. और उसके पश्चात् 5 कि.ग्रा., के गुणज में।
15.	साबुन	
	(क) लाठी साबुन	25 ग्रा., 50ग्रा., 75ग्रा., 100ग्रा., 125ग्रा., 150 ग्रा. और उसके पश्चात् 50 ग्रा. के गुणज में।
	(ख) गैर-सोपी डिटर्जेंट टिकिया/ बार	50 ग्राम से कम पर कोई प्रतिबंध नहीं, 50ग्रा., 75ग्रा., 100ग्रा., 125ग्रा., 150 ग्रा., 200ग्रा., 250ग्रा., 300ग्रा. और उसके पश्चात् 100 ग्रा. के गुणज में।
	(ग) टॉयलेट साबुन, जिसके अन्तर्गत सभी प्रकार का नहाने का साबुन (टिकिया) भी है	15 ग्रा., 25 ग्रा., 50ग्रा., 60ग्रा., 75ग्रा., 100ग्रा., 125ग्रा., 150 ग्रा. और उसके पश्चात् 50 ग्रा. के गुणज में।
16.	एरियेटेड साफ्ट ड्रिंक, गैर अल्कोहॉलिक पेय	65 मि.ली.(केवल फ्रूट आधारित पेय) 100 मि.ली., 125 मि.ली., (केवल फ्रूट आधारित पेय) 150 मि.ली., 160 मि.ली., 175 मि.ली., 180मि.ली., 200 मि.ली., 250 मि.ली., 300 मि.ली., 330 मि.ली., (केवल केन में), 350 मि.ली., 400 मि.ली., 475 मि.ली., 500 मि.ली., 600 मि.ली., 750 मि.ली., 1 लीटर, 1.2 लीटर, 1.25 लीटर, 1.5 लीटर, 1.75 लीटर, 2 लीटर, 2.25 लीटर, 2.5 लीटर, 3 लीटर, 4 लीटर एवं 5 लीटर।
17.	मिनरल वाटर और पेय जल	100 मि.ली., 150मि.ली., 200 मि.ली., 250 मि.ली., 300 मि.ली., 500 मि.ली., 750 मि.ली., 1 लीटर, 1.5 लीटर, 2 लीटर, 3 लीटर, 4 लीटर, 5 लीटर और 5 लीटर के गुणज

		में।
19.	पेंट वार्निश आदि : (क) पेंट(पेस्ट पेंट अथवा ठोस पेंट से मिन्न) वार्निश, वार्निश स्टेन्स, एनेमल्स	50 मि.ली., 100मि.ली., 200 मि.ली., 500 मि.ली., 1 लीटर, 2 लीटर, 3 लीटर, 4 लीटर, 5 लीटर और उसके पश्चात् 5 लीटर के गुणज में।
	(ख) पेस्ट पेंट अथवा ठोस पेंट	500ग्रा., 1 कि.ग्रा. 1.5 कि.ग्रा., 2 कि.ग्रा. 3 कि.ग्रा., 5 कि.ग्रा., 7 कि.ग्रा., और उसके पश्चात् 5 कि.ग्रा. के गुणज में।
	(ग) बेस पेंट	100 मि.ली., 250 मि.ली., 400 मि.ली., 450 मि.ली., 500 मि.ली., 900 मि.ली., 925 मि.ली., 950 मि.ली., 975 मि.ली., 1 लीटर, 1.5 लीटर, 2.0 लीटर, 2.5 लीटर, 3.5 लीटर, 3.6 लीटर, 3.7 लीटर, 3.8 लीटर, 3.9 लीटर, 4 लीटर एवं 4 लीटर से अधिक पर कोई प्रतिबंध नहीं।

(ड.) चतुर्थ अनुसूची में क्रम संख्यांक 15 के सामने स्तंभ 3 की प्रविष्टि में 'बाट या परिमाण' रखा जाएगा।

[फा. सं. डब्ल्यू एम-11(13)/2010]

राजीव अग्रवाल, सचिव

टिप्पणी : मुख्य नियम, भारत के राजपत्र में अधिसूचना संख्या सा.का.नि. 202(अ.), तारीख 7 मार्च, 2011 के अधीन प्रकाशित किए गए थे और उन्हें पिछली बार तारीख 24 अक्टूबर, 2011 की अधिसूचना संख्या सा.का.नि. 784(अ) द्वारा संशोधित किया गया था।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION
(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 5th June, 2012

G.S.R. 427(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) and (q) of sub-section (2) of section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:-

1. (1) These rules may be called the Legal Metrology (Packaged Commodities) Amendment Rules, 2012.

(2) Save as otherwise provided, these rules shall come into force on the date of their publication in the Official Gazette.

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2. In the Legal Metrology (Packaged Commodities) Rules, 2011,-
- (a) rule 5 shall be numbered as sub-rule (1) thereof and after sub-rule (1) as so numbered the following sub-rules shall be inserted, namely:-
- “(2) When one or more packages intended for retail sale are grouped together for being sold as a retail package on promotional offer, every package of the group shall comply with provisions of rule 6.
- (3) Notwithstanding anything contained in the Second Schedule, the manufacturer or importer may sell the value based package in terms of Rs.1/-, Rs.2/-, Rs.3/-, Rs.4/-, Rs.5/-, Rs.6/-, Rs.7/-, Rs.8/-, Rs.9/- and Rs.10/- after making the other declarations specified in rule 6.”
- (b) in rule 6,-
- (i) in sub-rule (1), for the words “Prevention of Food Adulteration Act, 1954 (37 of 1954)” the words “Food Safety and Standards Act, 2006 (34 of 2006)” shall be substituted;
- (ii) after sub-rule (6), the following sub-rule shall be inserted, with effect from 1st day of January, 2013, namely:-
- “(7) Every package containing the genetically modified food shall bear at the top of its principal display panel the words “GM”.”
- (c) rule 33 shall be numbered as sub-rule (1) thereof and after sub-rule (1) as so numbered the following sub-rule shall be inserted, namely:-
- “(2) The Central Government may, after ascertaining the genuineness of a case stated in the application permit a manufacturer or packer or importer to pack or sell of the packages other than specified in the Second Schedule for a maximum period of one year by relaxing the rules.”
- (d) for the Second Schedule, the following Schedule shall be substituted, namely:-

***THE SECOND SCHEDULE**

(See rule 5)

Commodities to be packed in specified quantities

The following commodities shall be packed in such quantities by weight, measure or number as are specified in the corresponding entries against them.

Sl. No.	Commodities	Quantities in which to be packed
1.	2.	3.
1.	Baby food	25g, 50g, 100g, 200g, 300g, 350g, 400g, 450g, 500g, 600g, 700 g, 800 g, 900g, 1 kg, 2kg, 5 kg and 10 kg.

2.	Weaning food.	Below 50g no restriction, 50 g, 100g, 200g, 300g, 400g, 500g, 600g, 700g, 800g, 900g, 1 kg, 2 kg, 5 kg and 10 kg.
3.	Biscuits	25g, 50g, 60g, 75g, 100g, 120g, 150g, 200g, 250g, 300g, thereafter in multiples of 100g up to 1 kg and thereafter in multiples of 500g up to 5 kg.
4.	Bread including brown bread but excluding bun.	50g and there after in of multiples 50g upto 500g and above 500g in the multiples of 100g.
5.	Un-canned packages of butter and margarine	Below 25g no restriction, 25 g, 50 g, 100 g, 200 g, 500 g, 1 kg, 2 kg, 5 kg, and thereafter in multiples of 5 kg.
6.	Cereals and Pulses	Below 100g no restriction, 100g, 200g, 500g, 1 kg, 2 kg, 5 kg and thereafter multiples of 5 kg
7.	Coffee	Below 25g no restriction, 25g, 50g, 75g, 100g, 150g, 200g, 250g, 500g, 1kg, 1.5kg, 2kg and thereafter in multiples of 1kg.
8.	Tea	Below 25g no restriction, 25g, 50g, 100g, 125g 250g, 500g, 1kg and thereafter in multiples of 1kg.
9.	Materials which may be constituted or reconstituted as beverages.	Below 50g no restriction, 50 g, 75g, 100 g, 200 g, 250g, 400g, 450g, 500 g, 750g, 1 kg and thereafter in multiples of 1 kg. (56g and 61g for medical purpose only)
10	Edible Oils Vanaspoti, ghee, butter oil	50 g, 100 g, 200 g, 250g, 500 g, 1 kg, 2 kg, 3 kg, 5 kg and thereafter in multiples of 5 kg. If net quantity is declared by volume then 50ml, 100ml, 200ml, 250ml, 500ml, 1 litre, 2 litre, 3 litre, 5 litre and thereafter in multiple of 5 litre and the net quantity must be declared by mass also in the same size of letters/ numerals
11.	Milk Powder.	Below 50g no restriction, 50 g, 100g, 150g, 200g, 250g, 500 g, 1 kg and thereafter in multiples of 500 g.
12.	Non-soapy detergents (powder)	Below 50 g no restriction, 50g, 75g, 100g, 150g, 200g, 250g, 500g, 700g, 750g, 1kg, 1.5 kg, 2 kg and thereafter, in multiples of 1 kg.

13.	Rice(powdered), flour, atta, rawa and suji.	100g, 200g, 500g, 1kg, 1.25kg, 1.5kg, 1.75kg, 2kg, 5 kg and thereafter in multiples of 5 kg.
14.	Salt	Below 50g in multiples of 10g, 50g, 100g, 200g, 500g, 750g, 1 kg, 2 kg, 5 kg and thereafter in multiples of 5 kg.
15.	Soaps	
	(a) Laundry Soap	25g, 50g, 75g, 100g, 125g, 150g and thereafter in multiples of 50g.
	(b) Non-soapy detergent cakes/ bars.	Below 50g no restriction, 50g, 75g, 100g, 125g, 150g, 200g, 250g, 300g and thereafter in multiples of 100g
	(c) Toilet Soap including all kinds of bath soap (cakes).	15g, 25g, 50g, 60g, 75g, 100g, 125g, 150g and thereafter in multiples of 50g.
16.	Aerated soft drinks, non- alcoholic beverages.	65 ml (fruit based drinks only), 100 ml, 125ml(fruit based drinks only), 150 ml, 160ml, 175ml, 180ml, 200 ml, 240ml, 250 ml, 300 ml, 330ml(in cans only), 350ml, 400ml, 475ml, 500 ml, 600ml, 750 ml, 1 litre, 1.2 litre, 1.25 litre, 1.5 litre, 1.75 litre, 2 litre, 2.25 litre, 2.5 litre, 3 litre, 4 litre and 5 litre.
17.	Mineral water and drinking water	100 ml, 150 ml, 200 ml, 250 ml, 300 ml, 500 ml, 750 ml, 1 litre, 1.5 litre, 2 litre, 3 litre, 4 litre, 5 litre and in multiples of 5 litre.
18.	Cement in bags.	1 kg, 2 kg, 5 kg, 10 kg, 20 kg, 25 kg, 40 kg (for White cement only) and 50 kg.
19.	Paint varnish etc.	
	(a) Paint (other than paste paint or solid paint) varnish, varnish stains, enamels.	50 ml, 100 ml, 200 ml, 500 ml, 1 litre, 2 litre, 3 litre, 4 litre, 5 litre and thereafter in multiples of 5 litre.
	(b) Paste paint and solid paint	500g, 1 kg, 1.5 kg, 2 kg, 3 kg, 5 kg, 7kg and thereafter multiple of 5 kg.

	(c) Base point:	100ml, 250ml, 400ml, 450 ml, 500 ml, 900 ml, 925 ml, 950 ml, 975 ml, 1 litre, 1.5 litre, 2.0 litre, 2.5 litre, 3.5 litre, 3.6 litre, 3.7 litre, 3.8 litre, 3.9 litre and 4 litre and no restriction above 4 litre.
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(e) in the Fourth Schedule, against serial number 15, for the entry in column 3 the entry "weight or volume" shall be substituted.

[F. No. WM-11(13)/2010]

RAJIV AGARWAL, Secy.

Note : The principal rules were published in the Gazette of India, vide, notification number G.S.R.202(E), dated 7th March, 2011 and last amended, vide, notification number G.S.R. 784 (E), dated 24th October, 2011.


भारत का राजपत्र
The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

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उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 6 जून, 2013

सा.का.नि. 359(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उप-धारा (2) के खण्ड (अ) के साथ पठित उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है; अर्थात् :-

1 (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) संशोधन नियम, 2013 है।

(2) अन्यथा उपबंधित के सिवाय ये नियम राजपत्र में उनके प्रकाशन की तारीख से प्रवृत्त होंगे।

2. विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 में:-

(क) नियम 2 में,-

(i) खंड (ख) के पर्याय निम्नलिखित खंड अन्तःस्थापित किए जाएंगे, अर्थात् -

(ख ख) "औद्योगिक उपभोक्ता" से ऐसा उपभोक्ता अभिप्रेत है जो उस उद्योग द्वारा उपयोग किए जाने के लिए पैकेज में रखी वस्तुओं को सीधे विनिर्माता से क्रय करता है;

(ख ग) "संस्थागत उपभोक्ता" से ऐसी संस्था अभिप्रेत है जो परिवहन, होटल, चिकित्सासर्वी, या अन्य ऐसी सेवा संस्थाओं, जो उस संस्था द्वारा उपयोग के लिए विनिर्माता से सीधे पैकेज में रखी वस्तुओं को क्रय करती है, के संबंध में सुविधाओं या सेवा को मांगे पर लेती है या उपयोग करती है;

(ii) उप-खंड (ट) में परन्तुक का लोप किया जाएगा।

(ख) नियम 3 के स्पष्टीकरण का लोप किया जाएगा।

(ग) नियम 18 में, उप-नियम (7) के पश्चात् निम्नलिखित उप-नियम 1 जुलाई, 2013 से अन्तःस्थापित किया जाएगा; अर्थात् :-

"(8) (1) एल पी जी सिरेण्डरों की सभी विपणन कम्पनियां, विनिर्माता, पैकर्स, आयातकर्ता, या वितरक एल पी जी सिरेण्डर के वजन की जांच करने के लिए शुद्धता श्रेणी-III (अधिकतम 50 कि.ग्रा., 8-10 ग्रा.) का एक बूक तुला या गैर-स्वचालित तीन उपकरण, डिजिटल या एनालॉग रखेंगे।

(2) उप-नियम (1) में निर्दिष्ट विपणन कम्पनियां, विनिर्माता, पैकर्स, आयातकर्ता, या वितरक, एल पी जी गैस सिरेण्डरों की सही मात्रा की माप करने या तोलने के लिए डिजिटरी मैत्र को उपकरण उपलब्ध करवाएंगे।"

(घ) नियम 32 में, उप-नियम (2) के पश्चात् निम्नलिखित उप-नियम अन्तःस्थापित किया जाएगा; अर्थात् :-

"(3) अपराधों के शमन की राशि-उक्त अधिनियम के अधीन किए गए अपराधों के शमन की राशि नीचे की सारणी में यथाविनिर्दिष्ट होगी:-

क्र. सं.	अपराध	शमन राशि	
		यदि शमन के लिए आवेदन खुदरा या थोक व्यापारी द्वारा किया जाता है	यदि शमन के लिए आवेदन विनिर्माताओं या आयातकर्ताओं द्वारा किया जाता है
	(1)	(2)	(3)
1.	धारा 29 का उल्लंघन	दो हजार रुपए	दस हजार रुपए
2.	धारा 36 की उप-धारा (1) का उल्लंघन	पांच हजार रुपए	पच्चीस हजार रुपए
3.	धारा 36 की उप-धारा (2) का उल्लंघन	दस हजार रुपए	पचास हजार रुपए
4.	अधिकतम खुदरा मूल्य से अधिक मूल्य पर उत्पादों की बिक्री	दो हजार रुपए	पांच हजार रुपए

(ड.) दूसरी अनुसूची के स्तम्भ (3) में:-

(क) क्रम संख्या (2) के सामने "5 कि.ग्रा. और 10 कि.ग्रा." शब्द और अंकों के पश्चात् "75 ग्रा., 125 ग्रा., 150 ग्रा., 250 ग्रा." शब्द और अंक अन्तःस्थापित किए जाएंगे;

(ख) क्रम संख्या 3 के सामने "300 ग्रा." शब्द और अंक के पश्चात् "350 ग्रा., 400 ग्रा." शब्द और अंक अन्तःस्थापित किए जाएंगे;

(ग) क्रम संख्या 7 के सामने "500 ग्रा." अंकों और शब्दों के पश्चात् "750 ग्रा." अंक और शब्द अन्तःस्थापित किए जाएंगे;

(घ) क्रम संख्या 8 के सामने की प्रविष्टि के स्थान पर निम्नलिखित प्रविष्टि रखी जाएगी, अर्थात्:—
"25 ग्राम से कम पर कोई प्रतिबंध नहीं, 25 ग्रा., 50 ग्रा., 75 ग्रा., 100 ग्रा., 125 ग्रा., 150 ग्रा., 200 ग्रा., 250 ग्रा., 500 ग्रा., 750 ग्रा., 1 कि.ग्रा., 1.5 कि.ग्रा., 2 कि.ग्रा., और उसके पश्चात् के 1 कि.ग्रा. के गुणज में";

(ङ.) क्रम संख्या 9 के सामने, "100 ग्रा." अंक और शब्दों के पश्चात् "125 ग्रा." अंक और शब्द अन्तःस्थापित किए जाएंगे;

(च) क्रम संख्या 10 के सामने:—

(i) "5 कि.ग्रा. के गुणज" अंक और शब्द के पश्चात् 50 ग्रा. से कम पर कोई प्रतिबंध नहीं, 175 ग्रा., 300 ग्राम., 750 ग्रा. अन्तःस्थापित किए जाएंगे;

(ii) "के आकार में किया जाएगा" शब्दों के पश्चात् "50 मि.मी., से कम पर कोई प्रतिबंध नहीं, 175 मि.मी., 300 मि.मी., 750 मि.मी., अंक और शब्द अन्तःस्थापित किए जाएंगे।

(छ) क्रम संख्या 12 के सामने "2 कि.ग्रा." अंक और अक्षर के पश्चात् "2.5 कि.ग्रा., 3 कि.ग्रा." अंक और अक्षर रखे जाएंगे;

(ज) क्रम संख्या 16 के सामने "(केवल केन में)" कोष्ठकों और शब्दों का लोप किया जाएगा।

[फा. सं. डब्ल्यू एम-10(6)/2013]

मनोज कुमार परीडा, संयुक्त सचिव

टिप्पण:— मूल नियम भारत के राजपत्र, आसाधारण, भाग II, खंड 3, उप-खंड (i) अधिसूचना संख्या सा. का. नि. 202(अ), तारीख 7 मार्च, 2011 के द्वारा प्रकाशित किए गए थे और उनका अधिसूचना संख्या सा.का.नि. 426 (अ) तारीख 5 जून, 2012 द्वारा अंतिम संशोधन किया गया था।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 6th June, 2013

G.S.R. 359(E).— In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of Section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called as the Legal Metrology (Packaged Commodities) Amendment Rules, 2013.

(2) Save as otherwise provided in these rules, they shall come into force on the date of their publication in the Official Gazette.

2. In the Legal Metrology (Packaged Commodities) Rules, 2011

(a) in rule 2,—

(i) after clause (b), the following clauses shall be inserted, namely :—

(bb) "Industrial consumer" means the consumer who buys packaged commodities directly from the manufacturer for use by that industry;

(bc) "Institutional consumer" means any institution which hires or avails of the facilities or service in connection with transport, hotels, hospitals or such other service institutions which buy packaged commodities directly from the manufacturer for use by that institution;

(ii) in clause (k), the proviso shall be omitted;

(b) in rule 3, the Explanation shall be omitted;

(c) in rule 18, after sub-rule (7), the following sub-rule shall be inserted, with effect from 1st day of July, 2013, namely :—

"(8) (1) All the marketing companies, manufacturers, packers, importers or distributors of Liquefied Petroleum Gas cylinder shall maintain a check weigher or non-automatic weighing instrument, digital or analogue, of Accuracy class-III (Max. 50 kg, e=10g) to check the weight of the Liquefied Petroleum Gas cylinder.

(2) The marketing companies, manufacturers, packers, importers or distributors referred to in sub-rule (1), shall provide to the delivery man to measure or weigh the correct quantity of the Liquefied Petroleum Gas cylinder.

(d) In rule 32, after sub-rule (2), the following sub-rule shall be inserted, namely :—

"(3) Sum of compounding of offences.— The sum of compounding of offences committed under the said Act shall be as specified in the following Table, namely:—

TABLE

Sr. No. (1)	Offence (2)	Compounding amount (3)	
		If the application for compounding is by retailers or wholesale dealers	If the application for compounding is by manufacturers or importers
1.	Contravention of section 29	Rupees two thousand	Rupees ten thousand
2.	Contravention of sub-section (1) of Section 36	Rupees five thousand	Rupees twenty five thousand
3.	Contravention of sub-section (2) of Section 36	Rupees ten thousand	Rupees fifty thousand
4.	Selling of products for more than the maximum retail price	Rupees two thousand	Rupees five thousand

(e) in the Second Schedule, in column (3),—

(a), against serial number 2, after the figures, letters and word, "5 kg and 10 kg", the figures and letters "75g, 125g, 150g, 250g," shall be inserted;

(b) against serial number 3, after the figures and letter, "300g", the figures and letters "350g, 400g" shall be inserted;

(c) against serial number 7, after the figures and letter "500g", the figures and letter "750g" shall be inserted;

- (d) against serial number 8, for the entry, the following entry shall be substituted, namely :—
"Below 25g no restriction, 25g, 50g, 75g, 100g, 125g, 150g, 200g, 250g, 500g, 750g, 1kg, 1.5kg, 2kg and thereafter in the multiple of 1kg";
- (e) against serial number 9, after the figures and letter "100g", the figures and letter "125g" shall be inserted;
- (f) against serial number 10,—
- (i) after the word, figure and letters "multiple of 5kg" the words, figures and letters "below 50g no restriction, 175g, 300g, 750g" shall be inserted;
- (ii) after the word "numerals", the words figures and letters, "Below 50 ml no restriction, 175 ml, 300 ml, 750 ml" shall be inserted;
- (g) against serial number 12, after the figure and letters "2kg" the figures and letters "2.5kg, 3kg" shall be inserted;
- (h) against serial number 16, the brackets and words "(in can only)" shall be omitted.

[F. No. WM-10(6)/2013]

MANOJ KUMAR PARIDA, Jt. Secy.

Note:—The principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), vide number G.S.R. 202(E), dated the 7th March, 2011 and last amended, vide notification number G.S.R. 426(E), dated the 5th June, 2012.

2522 GI/13-2

EXTRACT FROM THE GAZETTE OF INDIA : PART II, SEC. 3, SUB-SEC. (I)

Appearing on Page Nos. 730—731

Dated: 21-06-2014

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 16 जून, 2014

सा.का.नि. 137.—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उप-धारा (2) के खण्ड (ज) के साथ पठित उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात् :—

1. (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) संशोधन नियम, 2014 है।

(2) ये 1 जुलाई, 2014 को प्रवृत्त होंगे।

2. विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 के, नियम 6 के उप-नियम (7) के पश्चात् निम्नलिखित अंतःस्थापित किया जाएगा, अर्थात् :—

"(8) साबुन, शैम्पू, दंत मंजन तथा अन्य शृंगार एवं प्रसाधन सामग्रियों के प्रत्येक पैकेज पर उसके मुख्य प्रदर्शन पैनल के सबसे ऊपर मांसाहारी उद्भव के उत्पादों के लिए लाल या भूरी रंगान्वित बिंदी और शाकाहारी उद्भव के उत्पादों के लिए हरी बिंदी होगी।"

[फा. सं. डब्ल्यू एम-10(38)/2013]

बी. एन. दीक्षित, निदेशक (विधिक माप विज्ञान)

नोट : मूल नियम भारत के राजपत्र में अधिसूचना सं. सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 के द्वारा प्रकाशित किए गए थे और अंतिम संशोधन अधिसूचना सं. सा.का.नि. 359(अ), तारीख 6 जून, 2013 द्वारा प्रकाशित किए गए।

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 16th June, 2014

G.S.R. 137.—In exercise of powers conferred by sub-section (1) read with clause (j) of sub-section (2) of Section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules 2011, namely :—

1. (1) These rules may be called as Legal Metrology (Packaged Commodities) (Amendment) Rules, 2014.

(2) They shall come into force with effect from 1st July, 2014.

2. In the Legal Metrology (Packaged Commodities) Rules 2011, in rule 6, after sub-rule (7), the following shall be inserted, namely :—

(2)

"(8) Every package containing soap, shampoos, tooth pastes and other cosmetics and toiletries shall bear at the top of its principal display panel a red or as the case may be, brown dot for products of non-vegetarian origin and a green dot products of vegetarian origin."

[E No. WM-10(38)/2013]

B. N. DIXIT, Director (Legal Metrology)

Note: The principal rules were published in the Gazette of India, vide notification number G.S.R. 202(E), dated the 7th March, 2011 and last amended vide notification number G.S.R. 359(E), dated the 6th June, 2013.


सत्यमेव जयते

भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 648]

नई दिल्ली, बृहस्पतिवार, दिसम्बर 4, 2014/अग्रहायण 13, 1936

No. 648]

NEW DELHI, THURSDAY, DECEMBER 4, 2014/AGRAHAYANA 13, 1936

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 4 दिसम्बर, 2014

सा.का.नि. 870(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा (2) के खंड (ज) के साथ पठित उप-धारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकज में रखी वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात् :—

1. (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकज में रखी वस्तुएं) (दूसरा) (संशोधन) नियम, 2014 है।
(2) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।
2. विधिक माप विज्ञान (पैकज में रखी वस्तुएं) नियम, 2011 के नियम 26 में, खंड (घ) के पश्चात्, निम्नलिखित खंड अंतःस्थापित किया जाएगा, अर्थात्:—

"(ड.) कोई सूत जो हथकरघा बुनकरों को कुण्डलियों में विक्रीत किया जाता है।"

[फा. सं. डब्ल्यू एम-10(47)/2013]

मनोज कुमार परीडा, संयुक्त सचिव

टिप्पणी : मूल अधिसूचना भारत के राजपत्र, असाधारण, भाग II, खंड 3, उप-खंड (i) में सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 द्वारा प्रकाशित की गई और अंतिम संशोधन सा.का.नि. 137, तारीख 16 जून, 2014 द्वारा किया गया।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 4th December, 2014

G.S.R. 870(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of Section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called as the Legal Metrology (Packaged Commodities) (Second) (Amendment) Rules, 2014.
(2) They shall come into force from the date of their publication in Official Gazette.
2. In the Legal Metrology (Packaged Commodities) Rules, 2011 in rule 26, after clause (d), the following clause shall be inserted, namely:—
“(e) *any thread which is sold in coil to handloom weavers.*”.

[F. No. WM-10(47)/2013]

MANOJ KUMAR PARIDA, Jt. Secy.

Note : The principal notification was published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (i), *vide* notification number G.S.R. 202(E), dated the 7th March, 2011 and last amended *vide* notification number G.S.R. 137, dated the 16th June, 2014.


भारत का राजपत्र
The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 308]

नई दिल्ली, बुधवार, मई 14, 2015/वैशाख 24, 1937

No. 308]

NEW DELHI, THURSDAY, MAY 14, 2015 /VAISAKHA 24, 1937

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय
(उपभोक्ता मामले विभाग)
अधिसूचना
नई दिल्ली, 14 मई, 2015

सा.क्र.नि. 385(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उपधारा (2) के खंड (ब) के साथ पठित उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

1. (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) (संशोधन) नियम, 2015 है।
(2) अन्यथा उपबंधित के सिवाय ये नियम, राजपत्र में अपने प्रकाशन की तारीख को प्रवृत्त होंगे।
2. विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 (जिसे इसमें इसके पश्चात् उक्त नियम कहा गया है), के नियम 2 में, -

(i) खण्ड (ख ख) और (ख ग) के स्थान पर निम्नलिखित खंड रखे जाएंगे, अर्थात् -

'(ख ख) "औद्योगिक उपभोक्ता" से ऐसा उपभोक्ता अभिप्रेत है जो उस उद्योग द्वारा उपयोग किए जाने के लिए पैकेज में रखी वस्तुओं को सीधे विनिर्माता अथवा आयातकर्ता अथवा बोक विक्रेता से क्रय करता है और पैकेज पर "फुटकर बिक्री के लिए नहीं" की घोषणा की गई हो।

(ख ग) "संस्थागत उपभोक्ता" से ऐसी संस्था अभिप्रेत है जो परिवहन, होटल, अस्पताल अथवा अन्य संगठन जो उस संस्था द्वारा उपयोग के लिए पैकेज में रखी वस्तुओं को सीधे विनिर्माता से

अथवा आयातकर्ता से अथवा थोक विक्रेता से क्रय करती है और पैकेज पर "फुटकर बिक्री के लिए नहीं" की घोषणा की गई हो।

(ii) छण्ड (ट) में, निम्नलिखित परन्तुक अन्तःस्थापित किया जाएगा, अर्थात्:-

"परंतु यह कि "फुटकर खाद्य पैकेज" के प्रयोजनार्थ वही परिभाषा लागू होगी जो, खाद्य सुरक्षा और मानक अधिनियम, 2006 (2006 का 34) के अधीन बनाए गए नियमों अथवा विनियमों में अंतर्विष्ट है।"

3. उक्त नियमों के, नियम 6 में, -

(i) उप-नियम (2) के स्थान पर निम्नलिखित उप-नियम 1 जनवरी, 2016 से प्रतिस्थापित किया जाएगा, अर्थात्:-

"(2) प्रत्येक पैकेज पर उस व्यक्ति अथवा कार्यालय का नाम, पता, दूरभाष, ई-मेल का पता होगा जिससे उपभोक्ता शिकायतों के मामले में संपर्क किया जा सकता है।"

(ii) उप-नियम (8) के बाद, निम्नलिखित उप-नियम अन्तःस्थापित किया जाएगा, अर्थात् :-

"(9) इस नियम में अंतर्विष्ट उपबंधों पर प्रतिकूल प्रभाव डाले बिना इन नियमों के अधीन अपेक्षित घोषणाएं करने के लिए आयातित पैकेजों पर लेबल लगाना अनुज्ञेय होगा।"

4. उक्त नियमों के नियम 7, में, -

(i) उप-नियम (1) में 'पांच क्यूबिक सें.मी. अथवा कम' शब्दों के स्थान पर 'दस क्यूबिक सें.मी. अथवा कम' शब्द रखे जाएंगे;

(ii) उप-नियम (4) के पश्चात्, निम्नलिखित उप-नियम 1 जनवरी, 2016 से अन्तःस्थापित किया जाएगा, अर्थात् :-

"(5) कैन के ऊपरी, निचले, ऊपरी हिस्से के फ्लैज तथा निचले भाग और बोतल एवं जार के उभरे हुए हिस्से तथा गर्दन जैसे भाग से अलग क्षेत्र का निर्धारण निम्नानुसार किया जाएगा :-

(क) आयताकार पैकेज के मामले में, जहां पर संपूर्ण एक साइड को उपयुक्त रूप में मूल प्रदर्श पैनल साइड समझा जा सकता है, वहां पर उत्पाद की मात्रा की गणना के लिए उस ऊंचाई को उस साइड की चौड़ाई से गुणा किया जाएगा।

(ख) बेलनाकार अथवा लगभग बेलनाकार पैकेज के मामले में, उत्पाद की मात्रा की गणना के लिए पैकेज की ऊंचाई के 40 % को परिधि द्वारा गुणा किया जाएगा।

(ग) किसी अन्य आकार के पैकेट के मामले में, पैकेट की कुल सतह अथवा क्षेत्र के 40% भाग को पैकेट का प्रमुख प्रदर्शन पैनल माना जाएगा।"

5. उक्त नियमों के नियम 9 के उप-नियम (3) में, परन्तुक का लोप किया जाएगा।

6. उक्त नियमों में, नियम 10 के उप-नियम (1) के स्पष्टीकरण में, 'जहां फैक्टरी स्थित है' शब्दों के स्थान पर 1 जनवरी, 2016 से 'जहां कंपनी अथवा फर्म पंजीकृत है' शब्द रखे जाएंगे।

7. उक्त नियमों के नियम 12 के उप-नियम (7) में, '5 क्यूबिक से.मी. अथवा उससे कम' अंकों, शब्दों और अक्षरों के स्थान पर '10 क्यूबिक से.मी. अथवा कम' शब्द रखे जाएंगे।

8. उक्त नियमों के नियम 13 में, -

(i) उप-नियम (5) में, निम्नलिखित स्पष्टीकरण जोड़ा जाएगा, अर्थात्:-

स्पष्टीकरण- इस उप-नियम के प्रयोजनार्थ, यह स्पष्ट किया जाता है कि लीटर के लिए यूनिट को दर्शाने हेतु अक्षर आई 'l' और अंक '1' में भ्रम की स्थिति से बचने के लिए अक्षर 'एल' को अपनाया जा सकेगा।

(ii) उप-नियम (5) के पश्चात, निम्नलिखित उप नियम अंतःस्थापित किया जाएगा, अर्थात् :-

"(6) जहां पहले से पैकबंद पैकेट में उसी वस्तु के पैकेटों की संख्या, पैकेटों की संख्या और प्रत्येक पैकेट की मात्रा को पैकेट में मात्रा की अनुपूरक घोषणा के रूप में प्रदर्शित किया जाएगा।

स्पष्टीकरण- इस उप नियम के प्रयोजनार्थ, जहां पैकेट की निबल मात्रा 100 ग्राम है, पैकेटों की संख्या को प्रत्येक पैकेट की निबल मात्रा के गुणज को प्रत्येक भार के साथ गुणा करके अंकों में अलग से प्रदर्शित किया जाएगा (अर्थात् 10 अंक x 10 ग्राम)।

9. उक्त नियमों में, नियम 26 के खण्ड (क) में, निम्नलिखित परन्तुक को 1 जनवरी, 2016 से अंतःस्थापित किया जाएगा, अर्थात् :-

"परन्तु यह कि इस खण्ड के उपबंध तम्बाकू और तम्बाकू उत्पादों पर लागू नहीं होंगे"

10. उक्त नियमों के नियम 32 में, -

(i) उप-नियम (1) में, '27 से 31' अंकों और शब्दों के स्थान पर '27 और 28' अंकों और शब्दों को रखा जाएगा;

(ii) उप-नियम (2) में, 'या तो अधिनियम अथवा नियमों में' शब्दों का लोप किया जाएगा।

11. उक्त नियमों में, नियम 33 के उप-नियम (1) में, 'आवेदन में उल्लिखित मामले को शमनीय बनाने अथवा न्यायालय के निर्णय' शब्दों का लोप किया जाएगा।

12. उक्त नियमों में, सारणी की दूसरी अनुसूची में, क्रम संख्या 12 और उससे संबंधित प्रविष्टियों के स्थान पर, निम्नलिखित क्रम संख्या और प्रविष्टियां रखी जाएंगी, अर्थात् :-

क्रम सं.	वस्तु	मात्रा जिसमें पैक किया जाना है
1	2	3
"12.	साबुन रहित डिटर्जेंट्स (पाऊडर)	50 ग्राम से नीचे कोई निर्बंधन नहीं, 50 ग्राम, 75 ग्राम, 100 ग्राम, 150 ग्राम, 200 ग्राम, 250 ग्राम, 400 ग्राम, 500 ग्राम, 700 ग्राम, 750 ग्राम, 800 ग्राम, 1 कि.ग्रा., 1.5 कि.ग्रा., 2 कि.ग्रा. और उसके पश्चात्, 1 कि.ग्रा. के गुणज में।"

13. उक्त नियमों की तीसरी अनुसूची में, क्रम संख्या 3 और उससे संबंधित प्रविष्टि के पश्चात् निम्नलिखित क्रम संख्या और प्रविष्टि अंतःस्थापित की जाएगी, अर्थात् :-

क्रम सं.	वस्तु का नाम
"4.	कपूर "

[फा. सं. डब्ल्यू.एम.-9(86)/2014]

जी. गुरुचरण, अवर सचिव

नोट:- मूल नियम भारत के राजपत्र, असाधारण, भाग II, खंड 3, उप-खंड (i) में तारीख 7 मार्च, 2011 की अधिसूचना सं. सा.का.नि. 202(अ) के अधीन प्रकाशित किए गए और तारीख 4 दिसम्बर, 2014 की अधिसूचना सं. सा.का.नि. 870(अ) द्वारा अंतिम संशोधित किए गए।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 14th May, 2015

G.S.R. 385(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:—

1. (1) These rules may be called as the Legal Metrology (Packaged Commodities) (Amendment) Rules, 2015.

(2) Save as otherwise provided in these rules, they shall come into force on the date of their publication in the Official Gazette.

2. In the Legal Metrology (Packaged Commodities) Rules, 2011 (hereinafter referred to as the said rules), in rule 2,—

(i) for clauses (bb) and (bc), the following clauses shall be substituted, namely:—

"(bb) "industrial consumer" means the consumer who buys packaged commodities directly from the manufacturer or from an importer or from wholesale dealer for use by that industry and the package shall have declaration 'not for retail sale';

(bc) "institutional consumer" means the institution who hires or avails of the facilities or services in connection with transport, hotel, hospital or other organisation which buy packaged commodities directly from the manufacturer or from an importer or from wholesale dealer for use by that institution, and the package shall have declaration 'not for retail sale';

(ii) in clause (k), the following proviso shall be inserted, namely:—

"Provided that for the purposes of "retail food package", the definition of the same contained in the rules or regulations made under the Food Safety and Standards Act, 2006 (34 of 2006) shall apply."

3. In the said rules, in rule 6,—

(i) for sub-rule (2), the following sub-rule shall be substituted w.e.f 1st January, 2016, namely:—

"(2) Every package shall bear the name, address, telephone number, e-mail address of the person who can be or the office which can be contacted, in case of consumer complaints."

(ii) after sub-rule (8), the following sub-rule shall be inserted, namely:—

"(9) Without prejudice to the provisions contained in this rule, it shall be permissible to affix a label on imported packages for making the declarations required under these rules."

4. In the said rules, in rule 7,-

(i) in sub-rule (1), for the words 'five cubic centimeters or less' the words 'ten cubic centimeters or less' shall be substituted;

(ii) after sub-rule (4), the following sub-rule shall be inserted w.e.f. 1st January, 2016, namely:-

"(5) the area not including the top, bottom, flange at top and bottom of cans, and shoulders and neck of bottle and jars shall be determined as follows, namely:-

- (a) in the case of a rectangular package, where one entire side can properly be considered to be the principal display panel side, the product of the height multiplied by the width of that side.
- (b) in case of a cylindrical or nearly cylindrical package, 40 per cent of the product of the height of the package multiplied by the circumference.
- (c) in case of any other shaped package, 40 per cent of the total surface of the package, or an area considered to be a principal display panel of the package."

5. In the said rules, in rule 9, in sub-rule (3), the proviso shall be omitted.

6. In the said rules, in rule 10, in sub-rule (1), in the Explanation, for the words 'at which the factory is situated', the words 'at which the company or firm is registered' shall be substituted w.e.f. 1st January, 2016.

7. In the said rules, in rule 12, in sub-rule (7), for the figure, words and letters '5 cubic cm or less', the words 'ten cubic centimeters or less' shall be substituted.

8. In the said rules, in rule 13,-

(i) in sub-rule (5), the following Explanation shall be inserted, namely:-

Explanation. - For the purposes of this sub-rule, it is clarified that for indicating the unit for litre, the letter 'L' may be adopted to avoid confusion with the letter 'l' and figure '1'."

(ii) after sub-rule (5), the following sub-rule shall be inserted, namely:-

"(6) where there are number of packages of the same commodity in a prepackage, the number of packages and the quantity of each package shall be indicated as a supplementary quantity declaration in the package.

Explanation. - For the purposes of this sub-rule, where the net quantity of a package is one hundred grams, the number of packages multiplied by the net quantity of each package shall be separately indicated in numbers multiplied by its individual weight (i.e. 10 number x 10 gram)."

9. In the said rules, in rule 26, in clause (a), the following proviso shall be inserted w.e.f. 1st January, 2016, namely:-

"Provided that the provisions of this clause shall not be applicable for tobacco and tobacco products."

10. In the said rules, in rule 32,-

(i) in sub-rule (1), for the figures and word '27 to 31', the figures and word '27 and 28' shall be substituted;

(ii) in sub-rule (2), the words 'either in the Act or in the rules' shall be omitted.

11. In the said rules, in rule 33, in sub-rule (1), the words 'of the compounding of a case or a Court decision stated in the application' shall be omitted.

12. In the said rules, in the Second Schedule, in the Table, for serial number 12 and the entries relating thereto, the following serial number and the entries shall be substituted, namely:-

2143 अं 15-2

Sl. No.	Commodities	Quantities in which to be packed
	2	3
"1	Non-soapy detergents (powder)	Below 50 g no restriction, 50g, 75g, 100g, 150g, 200g, 250g, 400g, 500g, 700g, 750g, 800g, 1kg, 1.5 kg, 2 kg and thereafter, in multiples of 1 kg."

13. In the said rules, in the Third Schedule, after serial number 3 and the entry relating thereto, the following serial number and entry shall be inserted, namely:—

Sl. No.	Name of commodity
"4.	Camphor".

[F. No. WM-9(86)/2014]

G. GURUCHARAN, Add. Secy.

Note:- The principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), *vide* notification number G.S.R. 202(E), dated the 7th March, 2011 and last amended, *vide* notification number G.S.R. 870(E), dated the 4th December, 2014.



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 622]

नई दिल्ली, बुधवार, सितम्बर 7, 2016/भाद्र 16, 1938

No. 622]

NEW DELHI, WEDNESDAY, SEPTEMBER 7, 2016/BHADRA 16, 1938

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 7 सितम्बर, 2016

सा.का.नि. 858(अ).—केन्द्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उपधारा (2) के खण्ड (ज) के साथ पठित उपधारा (1) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 में और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

1. (1) **संक्षिप्त नाम और प्रारंभ.**—इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) (संशोधन) नियम, 2016 है।
(2) ये राजपत्र में प्रकाशन की तारीख को प्रवृत्त होंगे।
2. विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011, में -
(क) नियम 5 में, उप नियम (1) में निम्नलिखित परन्तुक अंतः स्थापित किया जाएगा, अर्थात्:-
“परन्तु यह कि, आवश्यक वस्तु अधिनियम, 1955 (1955 का 10) के अधीन सक्षम प्राधिकारी ने किसी आवश्यक वस्तु के सम्बन्ध में मानक मात्रा नियत और अधिसूचित की है तो उस आवश्यक वस्तु की यथानियत और अधिसूचित मानक मात्रा अभिभावी होगी”
(ख) नियम 6 में, -
उप-नियम (1) के खंड (ड) के परन्तुक के पश्चात् निम्नलिखित परन्तुक अंतः स्थापित किया जाएगा, अर्थात्-
“परन्तु यह और कि यदि सक्षम प्राधिकारी द्वारा आवश्यक वस्तु अधिनियम, 1955 के अधीन किसी आवश्यक वस्तु की खुदरा कीमत नियत और अधिसूचित कर दी जाती है, तो वह लागू होगी;”

[फा. सं. डब्ल्यू. एम. -9(31)/2016]

पी. वी. रामाशास्त्री, संयुक्त सचिव

टिप्पणी:- मुख्य नियम, भारत के राजपत्र, असाधारण, भाग II, खंड 3, उप-खंड (i) में सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 द्वारा प्रकाशित किए गए थे और इनको, अधिसूचना संख्या सा.का.नि. 385(अ), तारीख 14 मई, 2016 द्वारा अंतिम संशोधन किया गया था।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION**(Department of Consumer Affairs)****NOTIFICATION**

New Delhi, the 7th September, 2016

G.S.R. 858(E).—In exercise of the powers conferred by sub-section (1) read with clause (j) of sub-section (2) of section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:-

1. **(1) Short title and commencement.**—These rules may be called as the Legal Metrology (Packaged Commodities) (Amendment) Rules, 2016.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In the Legal Metrology (Packaged Commodities) Rules, 2011,-

(a) in rule 5, in sub-rule (1), the following proviso shall be inserted namely,-

“Provided that if the Competent Authority under the Essential Commodities Act, 1955 (10 of 1955) fixed and notified the standard quantity of any essential commodity, the standard quantity of such essential commodities as fixed and notified shall prevail.”

(b) in rule 6,-

after Proviso of Clause (e) of sub-rule (1), the following proviso shall be inserted namely:-

“Provided further that if the retail sale price of any essential commodity is fixed and notified by the Competent Authority under the Essential Commodities Act, 1955 the same shall apply.”;

[F. No. WM-9(31)/2016]

P. V. RAMA SASTRY, Jt. Secy.

Note:- The principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), vide number G.S.R.202(E), dated the 7th March, 2011 and last amended, vide, notification number G.S.R. 385 (E), dated the 14th May, 2015.



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

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उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 23 जून 2017

सा.का.नि.629(अ).—केन्द्रीय सरकार, विधिक मापविज्ञान अधिनियम, 2009 (2010 का 1) की धारा 52 की उपधारा (1) और उपधारा (2) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011 का और संशोधन करने के लिए निम्नलिखित नियम बनाती है, अर्थात्:-

1. संक्षिप्त नाम और प्रारंभ - (1) इन नियमों का संक्षिप्त नाम विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) (संशोधन) नियम, 2017 है।
(2) ये 1 जनवरी, 2018 से प्रवृत्त होंगे।
2. विधिक माप विज्ञान (पैकेज में रखी हुई वस्तुएं) नियम, 2011(जिसे इसमें इसके पश्चात् उक्त नियम कहा गया है) के नियम 2 में,-
(i) खंड (क) के पश्चात् निम्नलिखित खंड अन्तः स्थापित किया जाएगा, अर्थात्:-
(कक) "उपभोक्ता" का वही अर्थ होगा जो उपभोक्ता संरक्षण अधिनियम, 1986 (1986 का 68) की धारा 2 की उपधारा (1) के खंड (घ) में उसका है;
(ii) खंड (खग) के स्थान पर निम्नलिखित खंड रखा जाएगा, अर्थात्:-
'(खग) "संस्थागत उपभोक्ता" से ऐसी संस्था अभिप्रेत है जो उस संस्थान द्वारा उपयोग के लिए और न कि वाणिज्यिक अथवा व्यापारिक प्रयोजनों के लिए सीधे ही विनिर्माता से या किसी आयातकर्ता से या थोक ब्यौहारी से पैकेज में रखी ऐसी वस्तुएं खरीदता है जिन पर 'खुदरा बिक्री के लिए नहीं' की घोषणा होगी';
(iii) खंड (खग) के पश्चात् निम्नलिखित खंड अंतःस्थापित किया जाएगा, अर्थात्:-

(खघ) “ई-कामर्स” से, डिजीटल और इलैक्ट्रानिक नेटवर्क पर डिजीटल उत्पादों सहित माल और सेवाओं का क्रय और विक्रय अभिप्रेत है;

(खड) “ई-कामर्स अस्तित्व” से, कम्पनी अधिनियम, 1956 या कम्पनी अधिनियम 2013 के अधीन निगमित ऐसी कोई कम्पनी या कम्पनी अधिनियम, 2013 की धारा 2 के खंड (42) के अंतर्गत आने वाली कोई विदेशी कम्पनी, या विदेशी मुद्रा प्रबंध अधिनियम, 1999 (1999 का 42) की धारा 2 के खंड (v) के उप-खंड (ii) के अंतर्गत आने वाला, भारत में स्थित कोई कार्यालय, शाखा अथवा अभिकरण अभिप्रेत है, जो भारत से बाहर रहने वाले किसी व्यक्ति के स्वामित्वाधीन या नियंत्रणाधीन हो और जो ई-कामर्स व्यापार करता हो।

(खच) “ई-कामर्स का बाज़ार आधारित मॉडल” से, किसी ई-कामर्स अस्तित्व द्वारा क्रेता और विक्रेता के बीच सुविधाप्रदाता के रूप में कार्य करने के लिए डिजीटल और इलैक्ट्रानिक नेटवर्क पर सूचना प्रौद्योगिकी मंच उपलब्ध कराना अभिप्रेत है।

(iv) खंड (ड) के स्थान पर निम्नलिखित खंड रखा जाएगा, अर्थात्:-

‘(ड) “खुदरा विक्रय मूल्य” से, ऐसी अधिकतम कीमत अभिप्रेत है, जिस पर पैकबंद रूप में वस्तुओं का उपभोक्ता को विक्रय किया जा सकेगा इसके अंतर्गत सभी कर भी होंगे;

3. उक्त नियमों के नियम 3 के स्थान पर निम्नलिखित नियम रखा जाएगा, अर्थात्:-

“3 अध्याय का लागू होना- इस अध्याय के उपबंध निम्नलिखित को लागू नहीं होंगे, -

25 किलोग्राम या 25 लीटर से अधिक मात्रा में वस्तुओं के पैकेट;

(क) सीमेन्ट, उर्वरक, और 50 किलोग्राम से अधिक के बैगों में बेचे जाने वाले कृषि फार्म उत्पाद; और

(ख) औद्योगिक उपभोक्ताओं या संस्थागत उपभोक्ताओं के लिए विनिर्मित पैकबंद वस्तुएं”।

4. उक्त नियमों के नियम 6 में,-

(i) उप-नियम (1) में-

(क) खंड (क) में स्पष्टीकरण III के स्थान पर निम्नलिखित स्पष्टीकरण रखा जाएगा, अर्थात्,-

“स्पष्टीकरण III – पैकबंद खाद्य वस्तुओं के संबंध में, इस खंड के उपबंध लागू नहीं होंगे, किंतु, खाद्य सुरक्षा और मानक अधिनियम, 2006 (2006 का 34) और उसके अधीन बनाए गए नियमों में विनिर्दिष्ट अपेक्षाएं लागू होंगी”।

(ख) खंड (क) के पश्चात्, निम्नलिखित खंड अंतःस्थापित किया जाएगा, अर्थात्:-

“(कक) आयातित उत्पादों की दशा में पैकेज पर उद्गम देश या विनिर्माता या जोड़ने वाले देश के नाम का उल्लेख किया जाएगा”।

(ग) खंड (घ) के पश्चात्, निम्नलिखित खंड अंतःस्थापित किया जाएगा, अर्थात्:-

‘(घक) यदि किसी पैकेट में ऐसी कोई वस्तु है जो एक समयावधि के पश्चात् मानव उपभोग के लिए उपयोगी नहीं रह सकेगी तो लेबल पर “से पूर्व अथवा तारीख, माह, वर्ष तक उपयोग करें” का भी उल्लेख होगा;’

परंतु इस खंड की कोई बात तक लागू नहीं होगी यदि इस संबंध में किसी अन्य विधि में कोई उपबंध बनाया गया है।

स्पष्टीकरण -1 इस उप-नियम के प्रयोजनों के लिए, -

(क) “से पूर्व” से वह तारीख अभिप्रेत है जो किन्हीं उल्लिखित भंडारण परिस्थितियों के अधीन उस अवधि की समाप्ति को संज्ञापित करती है, जिनके दौरान उत्पाद पूर्णतः विपणनयोग्य रहेगा और उसमें वह गुणवत्ता प्रतिधारित रहेगी जिसका दावा किया गया है और उस तारीख के पश्चात् भी वह वस्तु उपभोग के लिए सुरक्षित रह सकेगी;

(ख) “तक उपयोग करें” से वह तारीख अभिप्रेत है जो किन्हीं उल्लिखित भंडारण परिस्थितियों ऐसी प्राक्कलन अवधि की समाप्ति को संज्ञापित करती हैं, जिनके पश्चात् उत्पाद में उपभोक्ता द्वारा सामान्यतया प्रत्याशित गुणवत्ता नहीं रहेगी और इस तारीख के पश्चात् वह वस्तु विपणनयोग्य नहीं रहेगी;’

(घ) खंड (ड) में, ‘पैकेज के खुदरा विक्रय मूल्य’ शब्दों के स्थान पर निम्नलिखित रखा जाएगा, अर्थात्-

“पैकेज की खुदरा विक्रय कीमत में स्पष्टतः उपदर्शित होगा कि यह सभी कर सहित है; और रूपयों अथवा पैसों में कीमत की गणना निकटवर्ती रूपये अथवा 50 पैसे तक की गई है

दृष्टान्त- खुदरा विक्रय कीमत की घोषणा के लिए :

- (क) अधिकतम खुदरा कीमत रूपये xx.xx (सभी करों सहित), या
- (ख) सभी करों सहित अधिकतम खुदरा कीमत xx.xx रूपये, या
- (ग) सभी करों सहित एम0आर0पी0 xx.xx रूपये या
- (घ) एम0आर0पी0 रूपये xx.xx (सभी करों सहित)'

(ii) उप-नियम (4) के पश्चात् निम्नलिखित नियम अंतःस्थापित किया जाएगा, अर्थात्:-

“(4क) इस नियम की कोई भी बात, किसी विनिर्माता या पैककर्ता या आयातकर्ता को पैकेज पर अनिवार्य घोषणाओं के अतिरिक्त, निम्नलिखित की घोषणा करने के लिए निवारित नहीं करेगी-

- (क) बारकोड या जीटीआईएन या क्यूआर कोड;
- (ख) वस्तु के मात्रा आश्वासन के लिए 'ई-कोड' और अन्य अपेक्षित घोषणाएं, केन्द्रीय सरकार द्वारा यथाविनिर्दिष्ट रीति में उसे अभिप्राप्त करने के पश्चात्;
- (ग) सरकारी स्कीमों जैसे स्वच्छ भारत मिशन, के लोगो, जहां केन्द्रीय सरकार द्वारा इसका उपयोग प्राधिकृत किया गया हो”;

(iii) उप-नियम (9) के पश्चात् निम्नलिखित नियम अन्तःस्थापित किया जाएगा, अर्थात्:-

“(10) कोई ई-कामर्स अस्तित्व यह सुनिश्चित करेगा कि ई-कामर्स संव्यवहार के लिए प्रयोग किए जाने वाले डिजीटल और इलैक्ट्रॉनिक नेटवर्क पर, वस्तु के विनिर्माण अथवा पैकिंग के मास और वर्ष के सिवाय, उप-नियम (1) में यथाविनिर्दिष्ट अनिवार्य घोषणाएं की जाएं;

परन्तु ई-कामर्स के बाज़ार मॉडल की दशा में घोषणाओं के सही होने का उत्तरदायित्व विनिर्माता या विक्रेता या ब्यौहारी या आयातकर्ता का होगा यदि,-

(क) ई-कामर्स अस्तित्व के कृत्य ऐसी संचार प्रणाली तक पहुंच उपलब्ध कराने तक सीमित है जिस पर विनिर्माता या विक्रेता या ब्यौहारी या आयातकर्ता द्वारा जानकारी उपलब्ध कराई गई हो या उसे अस्थाई रूप से भंडारित किया गया या रखा गया हो; या

(ख) अस्तित्व -

- (i) संप्रेषण आरम्भ नहीं करेगा,
- (ii) संप्रेषण के प्राप्तकर्ता का चयन नहीं करेगा, और
- (iii) संप्रेषण में अन्तर्विष्ट जानकारी का चयन या संशोधन नहीं करेगा;

(ग) अस्तित्व, सूचना प्रौद्योगिकी अधिनियम, 2000 के अधीन अपने कर्तव्य का निर्वहन करते समय सम्यक तत्परता का पालन करेगा और ऐसे अन्य मार्गदर्शक सिद्धान्तों का भी पालन करेगा जो केन्द्रीय सरकार द्वारा इस निमित्त विहित किए जाएं;

परन्तु यह और कि बाज़ार ई-कामर्स अस्तित्व के लिए कोई संरक्षण नहीं होगा यदि,-

(क) अस्तित्व ने, विधि विरुद्ध कार्य करने में धमकी द्वारा या अन्यथा वचनबद्धता द्वारा षडयंत्र या दुष्प्रेरण किया हो या सहायता की हो या उकसाया हो;

(ख) वास्तविक जानकारी प्राप्त होने पर या समुचित सरकार या उसके अभिकरण द्वारा यह अधिसूचित किए जाने पर कि कोई ऐसी जानकारी, आंकड़े अथवा संसूचना अस्तित्व द्वारा नियन्त्रित कम्प्यूटर संसाधन में रखी गई है अथवा उससे जुड़ी हुई है जिनका उपयोग विधि विरुद्ध कृत्य के लिए किया जा रहा है और अस्तित्व, उस संसाधन से उस सामग्री को साक्ष्य से किसी प्रकार की छेड़छाड़ किए बिना तत्काल हटाने या उस तक पहुंच को निष्क्रिय करने में असफल रहा है;

स्पष्टीकरण—शंकाओं को दूर करने के लिए यह स्पष्ट किया जाता है कि इस उप-नियम के उपबंधों में, उपभोक्ताओं को परिदत्त की जाने वाली पूर्व-पैकबंद वस्तुओं पर इन नियमों के अधीन अपेक्षित घोषणाओं से किसी प्रकार की छूट प्रदान नहीं करेंगे।

5. उक्त नियमों के नियम 7 में,-

(i) उप-नियम (2) के स्थान पर निम्नलिखित उप-नियम रखा जाएगा, अर्थात्,-

“(2) इन नियमों के अधीन अपेक्षित घोषणा में किसी अंक और अक्षर की ऊंचाई सारणी-I के अनुसार होगी।”;

(ii) उपनियम (3) के स्थान पर निम्नलिखित उपनियम रखा जाएगा, अर्थात्:-

“(3) अंकों की दशा में “1” और अक्षरों में (i), (I) तथा (l) को छोड़कर अक्षरों या अंकों की चौड़ाई उनकी ऊंचाई के एक-तिहाई से कम नहीं होगी; ”

(III) सारणी-I के स्थान पर निम्नलिखित सारणी रखी जाएगी, अर्थात्:-

“सारणी-I

क्र.सं.	वर्ग सेंटीमीटर में मुख्य प्रदर्श पैनल का क्षेत्र (क)	अंकों और अक्षरों की न्यूनतम ऊंचाई (मिलिमीटर में)	डिब्बे की सतह पर उकेरे हुए, बनाए हुए या छापे हुए अंकों और अक्षरों की न्यूनतम ऊंचाई (मिलिमीटर में)
	(1)	(2)	(3)
1	$A \leq 50$	1.0	1.5
2	$50 < A \leq 100$	1.5	3.0
3	$100 < A \leq 500$	2.5	4.0
4	$500 < A \leq 2500$	4.0	6.0
5	$2500 < A$	6.0	6.0

(iv) सारणी-II का लोप किया जाएगा;

(v) उपनियम (4) और उपनियम (5) के स्थान पर क्रमशः निम्नलिखित उपनियम रखे जाएंगे, अर्थात्:-

“(4) क्षेत्र जिसमें शीर्ष भाग, अधोभाग, कैन के शीर्ष और अधोभाग का उभरा हुआ किनारा और बोतल एवं जार की ग्रीवा और स्कन्ध सम्मिलित नहीं हैं, का अवधारण निम्नलिखित रीति से किया जाएगा, अर्थात्:-

(क) आयताकार पैकेज की दशा में, जहां सम्पूर्ण पक्ष को मुख्य प्रदर्श पैनल पक्ष समझा जा सकता है, उस पक्ष की लम्बाई और चौड़ाई का गुणनफल;

(ख) बेलनाकार या इस प्रकार के पैकेज की दशा में पैकेज की ऊंचाई और उसके दायरे के गुणनफल का 40 प्रतिशत;

(ग) अन्य किसी आकार के पैकेज की दशा में पैकेज की सतह का 40 प्रतिशत या पैकेज का मुख्य प्रदर्श पैनल समझा जाने वाला क्षेत्र।

(5) शुद्ध भार, खुदरा विक्रय कीमत तथा अवसान की तारीख या तारीख के पहले या तारीख तक उपयोग (जहां कही लागू हो) और ग्राहक सेवा संबंधी विवरण की घोषणा करने वाले अंकों और अक्षरों के आकार को छोड़कर, उपनियम (1) से उपनियम (4) के उपबंध ऐसे पैकेज को लागू नहीं होंगे यदि इस नियम के अधीन ऐसे पैकेज पर विनिर्दिष्ट की जाने वाली जानकारी तत्समय प्रवृत्त किसी अन्य विधि द्वारा या उसके अधीन दी जानी अपेक्षित है।

6. उक्त नियमों के नियम 9 के उपनियम (3) में निम्नलिखित परंतुक अन्तःस्थापित किया जाएगा, अर्थात्:-

“परंतु, यदि बाहरी पैकेज पर इन नियमों के अधीन अपेक्षित सभी घोषणाएं अंतर्विष्ट है तो अंदरूनी पैकेज पर ऐसी कोई घोषणा अपेक्षित नहीं होगी।”

7. उक्त नियमों के नियम 10 के उपनियम (1) में -

- (i) पहिले परंतुक में “5 क्यूबिक से.मी. या उससे कम” अंकों, शब्दों तथा अक्षरों के स्थान पर “10 क्यूबिक सेंटीमीटर या उससे कम” अंक, शब्द तथा अक्षर रखे जाएंगे;
- (ii) स्पष्टीकरण को स्पष्टीकरण 1 के रूप में संख्यांकित किया जाएगा और इस प्रकार संख्यांकित स्पष्टीकरण के पश्चात् निम्नलिखित स्पष्टीकरण को प्रतिस्थापित किया जाएगा, अर्थात्:-

“स्पष्टीकरण 1 - इस उपनियम में ‘पूरा पता’ से ऐसा डाक पता अभिप्रेत से है जिस पर कारखाना अवस्थित है या कंपनी या फर्म रजिस्ट्रीकृत है, तथा, किसी अन्य दशा में विनिर्माता या पैककर्ता या आयातकर्ता के परिसर की गली का नाम, संख्या (यदि कोई है), और शहर और राज्य का नाम जहां विनिर्माता या पैककर्ता या आयातकर्ता द्वारा व्यापार किया जा रहा है और इसके साथ-साथ पोस्टल इंडेक्स नंबर (पिन) कोड, जिससे उपभोक्ता द्वारा विनिर्माता या पैककर्ता या आयातकर्ता की पहचान की जा सके और उसकी अवस्थिति का पता लगाया जा सके।”

8. उक्त नियमों के नियम 18 में -

- (i) उपनियम (1) के पश्चात् निम्नलिखित उपनियम अन्तःस्थापित किया जाएगा, अर्थात्:-

“(1क) थोक व्यौहारी को पूर्व-पैकबंद वस्तुओं को औद्योगिक और संस्थागत उपभोक्ताओं को सीधे ही बेचने की अनुज्ञा होगी”

- (ii) उपनियम (2) के पश्चात् निम्नलिखित उपनियम अन्तःस्थापित किया जाएगा, अर्थात्: -

“(2क) जब तक किसी अन्य विधि के अधीन विनिर्दिष्ट रूप से अन्यथा उपबंधित न हो कोई विनिर्माता या पैककर्ता या आयातकर्ता, उपभोक्ता संरक्षण अधिनियम 1986 (1986 का 68) की धारा 2 की उप-धारा (1) के खंड (ग) के अधीन यथा परिभाषित निर्बंधित व्यापार पद्धति या अनुचित व्यापार पद्धति को अंगीकार करते हुए समान पूर्व पैकबंद वस्तुओं पर भिन्न-भिन्न अधिकतम खुदरा कीमत की घोषणा नहीं करेगा।”

9. उक्त नियमों के नियम 19 में, -

- (क) उपनियम (4) में -

- (i) खण्ड (क) में “सांख्यिकीय औसत” शब्दों के स्थान पर “सही औसत” शब्द रखे जाएंगे;
- (ii) खंड (ख) के स्थान पर निम्नलिखित खंड रखा जाएगा, अर्थात्:- :-
- “(ख) उन पैकेजों की संख्या जिनमें कमी में त्रुटि, पांचवी अनुसूची में दी गई सारणी के स्तंभ 4 में विनिर्दिष्ट अधिकतम अनुज्ञेय त्रुटि से अधिक पाई जाती है; या
- (ग) किसी पैकेज में कमी की त्रुटि अधिकतम अनुज्ञेय त्रुटि के दोगुने से अधिक है;
- (घ) निदेशक, नियन्त्रक या विधिक माप विज्ञान अधिकारी विनिर्माता या पैककर्ता से लॉट में रखे गए पैकेजों की शत-प्रतिशत जांच करने की अपेक्षा करेगा और केवल ऐसे पैकेजों के विक्रय, वितरण या डिलीवरी को प्राधिकृत करेगा जिनकी शुद्ध मात्रा में कमी की त्रुटि अधिकतम अनुज्ञेय त्रुटि से कम है और विनिर्माता या पैककर्ता को शेष पैकेजों के विक्रय, वितरण या डिलीवरी तभी अनुज्ञापत की जाएगी जब उन्हें यथास्थिति पुनः पैक या पुन लेबल, भी कर दिया जाएगा जिससे अधिनियम और इन नियमों के उपबंधों का अनुपालन हो सके”।
- (ख) उप-नियम (5) का लोप किया जाएगा।
- (ग) उप-नियम (6) के स्थान पर निम्नलिखित उप-नियम रखा जाएगा, अर्थात्:-
- “(6) पैकेजों के किसी लॉट का विक्रय के लिए तभी अनुमोदन किया जाएगा, यदि इस नियम के अधीन की गई परीक्षा में यह पाया जाता है कि -
- (क) प्रतिदर्श पैकेजों की सही औसत शुद्ध मात्रा, घोषित की गई शुद्ध मात्रा के बराबर या उससे अधिक है;
- (ख) अधिकतम अनुज्ञेय त्रुटि से कमी में अधिक त्रुटि को दर्शाने वाले पैकेजों की संख्या पांचवी अनुसूची में दी गई सारणी के स्तंभ 4 में दर्शित संख्या से अधिक नहीं है;
- (ग) किसी पैकेज में कमी की त्रुटि अधिकतम अनुज्ञेय त्रुटि के दोगुने से अधिक दर्शित न हो;
- (घ) प्रत्येक पैकेज पर या उस पर लगाए गए लेबल पर इन नियमों के अधीन अपेक्षित घोषणाएं होनी चाहिए”।

10. उक्त नियमों में नियम 20 के स्थान पर निम्नलिखित नियम रखा जाएगा, अर्थात्:-

“20. विनिर्माता या पैककर्ता के परिसर में पैकेजों का निरीक्षण पूरा होने पर कार्रवाई,- (1) यदि नियम 19 के उप-नियम (3) में निर्दिष्ट रिपोर्ट से यह प्रतीत होता है कि,-

- (क) नमूनों के रूप में लिए गए पैकेजों में सही औसत शुद्ध मात्रा, पैकेज पर या उस पर लगाए गए लेबल पर घोषित की गई मात्रा से कम है; या

- (ख) यदि किसी पैकेज पर कमी में त्रुटि, पांचवी अनुसूची की सारणी के स्तंभ 4 में विनिर्दिष्ट अधिकतम अनुज्ञेय त्रुटि की संख्या से अधिक है; या
- (ग) किसी पैकेज में कमी की त्रुटि अधिकतम अनुज्ञेय त्रुटि के दोगुने से अधिक है; या
- (घ) यदि किसी पैकेज पर या उस पर लगाए गए लेबल पर इन नियमों के अधीन की जाने वाली घोषणाएं नहीं हैं; तो निदेशक, नियन्त्रक या विधिक माप विज्ञान अधिकारी निम्नलिखित कार्रवाई करेगा, अर्थात्:-
- (i) उसके द्वारा नमूने के रूप में लिए गए पैकेजों का अभिग्रहण करेगा और जब तक उन्हें उपयुक्त न्यायालय में साक्ष्य के रूप में प्रस्तुत नहीं किया जाता तब तक उन अभिग्रहण किए गए पैकेजों को सुरक्षित अभिरक्षा में रखने के लिए पर्याप्त उपाय करेगा;
- (ii) अधिनियम और इन नियमों के उपबंधों के अनुसार, साक्ष्य के आधार पर उल्लंघनों के सम्बन्ध में कार्रवाई आरंभ करेगा।
- (2) अभिग्रहण किए गए पैकेजों का व्ययन दंड प्रक्रिया संहिता, 1973 (1974का 2) के उपबंधों के अनुसार किया जाएगा।

11. उक्त नियमों के नियम 26 में,-

- (i) खंड (ग) के स्थान पर निम्नलिखित खंड रखा जाएगा, अर्थात्:-

“(ग) इसमें आवश्यक वस्तु अधिनियम, 1955 (1955 का 10) की धारा 3 के अधीन बनाए गए औषधि (कीमत नियन्त्रण) आदेश, 2013 के अन्तर्गत आने वाली अनुसूचित विनिर्मितियां और गैर अनुसूचित विनिर्मितियां अन्तर्विष्ट होंगी: परन्तु औषधि के रूप में घोषित की गई चिकित्सा संबंधी युक्तियों को किसी प्रकार की छूट लागू नहीं होगी।

- (ii) खंड (घ) का लोप किया जाएगा।

12. उक्त नियमों में नियम 32 के स्थान पर निम्नलिखित नियम रखा जाएगा, अर्थात्:-

“32. नियमों के उल्लंघन के लिए जुर्माना

1. जो कोई भी इन नियमों, के किन्हीं ऐसे उपबंधों का उल्लंघन करेगा जिसके लिए किसी दंड का उपबंध नहीं है, पांच हजार रुपये के जुर्माने से दंडित किया जाएगा।

32 क. अपराधों के प्रथमन के लिए धनराशि- इस अधिनियम के अधीन किए गए अपराधों के प्रथमन के लिए धनराशि वह होगी जो निम्नलिखित सारणी में विनिर्दिष्ट की गई है, अर्थात्:-

सारणी

क्रम सं०	अपराध	प्रथमन के लिए रकम	
(1)	(2)	(3)	
		यदि प्रथमन के लिए आवेदन खुदरा या थोक ब्यौहारी द्वारा दिया गया हो	यदि प्रथमन के लिए आवेदन विनिर्माताओं या आयातकर्ताओं द्वारा दिया गया हो
1.	धारा 29 का उल्लंघन	दो हजार रुपये	दस हजार रुपये
2.	धारा 36 की उप-धारा (1) का उल्लंघन	पांच हजार रुपये	पच्चीस हजार रुपये
3.	धारा 36 की उप-धारा (2) का उल्लंघन	दस हजार रुपये	पचास हजार रुपये

13. उक्त नियमों की, दूसरी अनुसूची में, स्तंभ (3) में क्रम संख्या 10 के सामने “500 ग्राम”, अंकों और शब्दों के पश्चात् क्रमशः “550 ग्राम, 600 ग्राम, 650 ग्राम” तथा “500 मि.ली”, अंकों और शब्दों के पश्चात् “550 मि.ली, 600 मि.ली, 650 मि.ली” अंक और शब्द अन्तःस्थापित किए जाएंगे।

14. उक्त नियमों की, पांचवी अनुसूची में, -

(i) मद संख्या 1 में, सारणी के स्थान पर निम्नलिखित सारणी रखी जाएगी, अर्थात्:-

क्रम संख्या	निरीक्षण लॉट का आकार	नमूने का आकार (एन)	संशोधन घटक (सी)	अधिकतम अनुज्ञेय त्रुटि से अधिक किन्तु अधिकतम अनुज्ञेय त्रुटि के दोगुने से कम गलती दर्शाने वाले पैकेजों की संख्या
	(1)	(2)	(3)	(4)
1.	100 से 500	50	0.379	3
2.	501 से 3200	80	0.295	5
3.	3200 से अधिक	125	0.234	7”

15. उक्त नियमों की छठी अनुसूची के भाग II में, मद संख्या 7 के पश्चात्, निम्नलिखित मद अन्तःस्थापित की जाएगी, अर्थात्:-

“8. माध्यमान या औसत शुद्ध मात्रा या शुद्ध माप का अवधारण-

पैकेज में अंतर्विष्ट वस्तु की शुद्ध मात्रा या शुद्ध माप या लम्बाई या संख्या के पृथक-पृथक मानों का अवधारण, इस भाग की मद संख्या 3 से 6 में दी गई प्रक्रिया के अनुसार करने के पश्चात् अलग-अलग मानों (Xi) को जोड़कर और इसे परीक्षण के लिए गए प्रतिदर्श पैकेज की संख्या (एन) से विभाजित करके निम्नलिखित फार्मूले द्वारा माध्यमान या औसत मान की गणना की जाएगी-
औसत शुद्ध मान $(\bar{x}) = \sum X_i / n$ ”

9. मानों के मानक विचलन का अवधारण

अलग-अलग मानों [Xi] के मानक विचलन (σ) का निर्धारण निम्नलिखित सूत्र द्वारा किया जाता है-

$$\sigma = \sqrt{\frac{1}{n-1} \sum (x_i - \bar{x})^2}; \text{ जहां,}$$

x_i = शुद्ध मात्रा/शुद्ध माप/लम्बाई/संख्या के अलग-अलग मान को दर्शाता है,

\bar{x} = शुद्ध मात्रा या शुद्ध माप/लम्बाई या संख्या के औसत अथवा माध्य मान को दर्शाता है।

10. संशोधित औसत शुद्ध मात्रा या शुद्ध माप -

सही औसत शुद्ध मात्रा X_c का निर्धारण, निम्नलिखित सूत्र का प्रयोग करते हुए, औसत शुद्ध मात्रा के मान $[\bar{x}]$ से किया जाता है -

$$X_c = \bar{x} + (\sigma \times C), \text{ जिसमें C सही घटक है”।}$$

16. उक्त नियमों की, सातवीं अनुसूची में,-

(क) प्ररूप क की, वस्तु के वर्गीकरण से सम्बन्धित पंक्ति ख में, स्तंभ (2) की विद्यमान प्रविष्टियों के स्थान पर निम्नलिखित प्रविष्टियां रखी जाएंगी, अर्थात्:-

“लॉट का आकार: प्रतिदर्श का आकार: अधिकतम अनुज्ञेय त्रुटि (जी)”

(ख) प्ररूप ख में, वस्तु के वर्गीकरण से सम्बन्धित पंक्ति ख में, स्तंभ (2) की विद्यमान प्रविष्टियों के स्थान पर निम्नलिखित प्रविष्टियां रखी जाएंगी, अर्थात्:-

“लॉट का आकार: प्रतिदर्श का आकार: अधिकतम अनुज्ञेय त्रुटि”

[फा. सं. डब्ल्यू.एम.10(4)/2016]

पी.वी.रामा शास्त्री, संयुक्त सचिव,

टिप्पणी:- मूल नियम, भारत के राजपत्र, असाधारण, भाग 2, खंड 3, उप-खंड (i) में सा.का.नि. 202(अ), तारीख 7 मार्च, 2011 द्वारा प्रकाशित किए गए थे और उसमें अंतिम संशोधन, अधिसूचना संख्या सा.का.नि.858(अ), तारीख 7 सितम्बर, 2016 द्वारा किया गया था।

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION**(Department of Consumer Affairs)****NOTIFICATION**

New Delhi, the 23rd June, 2017

G.S.R. 629(E).—In exercise of the powers conferred by sub-sections (1) and (2) of section 52 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government hereby makes the following rules further to amend the Legal Metrology (Packaged Commodities) Rules, 2011, namely:-

1. (1) Short title and commencement.- These rules may be called as the Legal Metrology (Packaged Commodities) Amendment Rules, 2017.

(2) They shall come into force on the 1st day of January, 2018.

2. In the Legal Metrology (Packaged Commodities) Rules, 2011 (hereinafter referred to as the said rules), in rule 2,-

(i) after clause (a), the following clause shall be inserted, namely:-

‘(aa) “Consumer” shall have the same meaning as assigned to it in clause (d) of sub-section (1) of section 2 of the Consumer Protection Act, 1986 (68 of 1986);’;

(ii) for clause (bc), the following clause shall be substituted, namely:-

‘(bc) “institutional consumer” means the institution which buys packaged commodities bearing a declaration ‘not for retail sale’, directly from the manufacturer or from an importer or from wholesale dealer for use by that institution and not for commercial or trade purposes;’;

(iii) after clause (bc), the following clauses shall be inserted, namely:-

‘(bd) “E-commerce” means buying and selling of goods and services including digital products over digital and electronic network;

(be) “E-commerce entity” means a company incorporated under the Companies Act, 1956 or the companies Act, 2013 or a foreign company covered under clause (42) of section 2 of the Companies Act, 2013, or an office, branch or agency in India covered under sub-clause (ii) of clause (v) of section 2 of the foreign Exchange Management Act, 1999 (42 of 1999) owned or controlled by a person resident outside India and conducting e-commerce business;

(bf) “marketplace based model of e-commerce” means providing of an information technology platform by an e-commerce entity on a digital and electronic network to act as a facilitator between buyer and seller;’;

(iv) for clause (m), the following clause shall be substituted, namely:-

‘(m) “retail sale price” means the maximum price at which the commodity in packaged form may be sold to the consumer inclusive of all taxes;’;

3. In the said rules, for rule 3, the following rule shall be substituted, namely:-

“3. Application of Chapter.- The provisions of this chapter shall not apply to-

(a) packages of commodities containing quantity of more than 25 kilogram or 25 litre;

(b) cement, fertilizer and agricultural farm produce sold in bags above 50 kilogram; and

(c) packaged commodities meant for industrial consumers or institutional consumers.”.

4. In the said rules, in rule 6,-

(i) in sub-rule (1)-

(a) in clause (a), for *Explanation III*, the following *Explanation* shall be substituted, namely:-

“Explanation III. - In respect of packages containing food articles, the provisions of this clause shall not apply, but the provisions of, and the requirements specified in the Food Safety and Standards Act, 2006 (34 of 2006) and the rules made thereunder shall apply;”;

(b) after clause (a), the following clause shall be inserted, namely:-

“(aa) The name of the country of origin or manufacture or assembly in case of imported products shall be mentioned on the package;”;

(c) after clause (d), the following clause shall be inserted, namely:-

“(da) If a package contains a commodity which may become unfit for human consumption after a period of time, the ‘best before or use by the date, month and year’ shall also be mentioned on the label:

Provided that nothing in this clause shall apply if a provision in this regard is made in any other law.

Explanation.- 1. For the purposes of this sub-rule,-

(a) the expression “best before” means the date which signifies the end of the period under any stated storage conditions during which the product shall remain fully marketable and shall retain any specific qualities for which tacit or express claims have been made and beyond the date commodity may still be safe for consumption;

(b) the expression “Use by Date” means the date which signifies the end of the estimated period under any stated storage conditions after which the product shall not have the quality attributes normally expected by the consumers and after this date, the commodity should not be regarded as marketable.’;

(d) in clause (e), after the words “the retail sale price of the package;”, the following words and figures shall be inserted, namely:-

“shall clearly indicate that it is the maximum retail price inclusive of all taxes and the price in rupees and paise be rounded off to the nearest rupee or 50 paise;

Illustrations.- for declaration of retail sale price:

- (a) Maximum or Max. retail price Rs. or ~~₹~~xx.xx (inclusive of all taxes), or
- (b) Maximum or Max. retail price Rs. or ~~₹~~ xx.xx inclusive of all taxes, or
- (c) MRP Rs. or ~~₹~~xx.xx incl. of all taxes, or
- (d) MRP Rs. or ~~₹~~xx.xx (incl. of all taxes):”

(ii) after sub-rule (4), the following sub-rule shall be inserted, namely:-

“(4A) Nothing in this rule shall preclude a manufacturer or packer or importer to declare the following on the package, in addition to the mandatory declarations-

(a) Barcode or GTIN or QR Code;

(b) ‘e-code’ for net quantity assurance of the commodity and other required declarations, after obtaining the same in the manner as specified by the Central Government;

(c) logos of Government schemes, such as Swachh Bharat Mission, where such use is authorised by the Central Government.”;

(iii) after sub-rule (9), the following sub-rule shall be inserted, namely:-

“(10) An E-Commerce entity shall ensure that the mandatory declarations as specified in sub-rule (1), except the month and year in which the commodity is manufactured or packed, shall be displayed on the digital and electronic network used for e-commerce transactions:

Provided that in case of market place model of e-commerce, responsibility of the correctness of declarations shall lie with the manufacturer or seller or dealer or importer if,-

(a) the function of the e-commerce entity is limited to providing access to a communication system over which information made available by the manufacturer or seller or dealer or importer is transmitted or temporarily stored or hosted; or

(b) the entity does not-

- (i) initiate the transmission;
- (ii) select the receiver of the transmission; and
- (iii) select or modify the information contained in the transmission;

(c) the entity observes due diligence while discharging its duty as an intermediary under the Information Technology Act, 2000 and also observes such other guidelines as the Central Government may prescribe in this behalf:

Provided further that there shall not be any protection to the market place e-commerce entity if,-

(a) the entity has conspired or abetted or aided or induced, whether by threats or promise of otherwise in the commission of the unlawful act;

(b) upon receiving actual knowledge, or on being notified by the appropriate Government or its agency that any information, data or communication link residing in or connected to a computer resource controlled by the entity is being used to commit the unlawful act, the entity fails to expeditiously remove or disable access to that material on that resource without vitiating the evidence in any manner.

Explanation.- For the removal of doubts it is hereby clarified that the provision of this sub -rule shall not provide exemption from the declarations required to be made under these rules on pre-packaged commodities delivered to the consumers.”.

5. In the said rules, in rule 7,-

(i) for sub-rule (2), the following sub-rule shall be substituted, namely:-

“(2) The height of any numeral and letter in the declaration required under these rules shall be as per Table-I.”;

(ii) for sub-rule (3) , the following sub-rule shall be substituted, namely:-

“(3) The width of the letter or numeral shall not be less than one third of its height ,except in the case of numeral “1” and letters (i), (I) and (l);”.

(iii) For the Table-I, the following table shall be substituted, namely:-

“Table-I

Serial Number	Area of Principal display panel in square centimeters (A)	Minimum height of numerals and letters in millimeters	Minimum height of numerals and letters when blown, formed or molded on surface of container in millimeters
	(1)	(2)	(3)
1	$A \leq 50$	1.0	1.5
2	$50 < A \leq 100$	1.5	3.0
3	$100 < A \leq 500$	2.5	4.0
4	$500 < A \leq 2500$	4.0	6.0
5	$2500 < A$	6.0	6.0”;

(iv) Table II shall be omitted;

(v) for sub-rules (4) and (5), the following sub-rules shall respectively, be substituted, namely.-

“(4) The area not including the top, bottom, flange at top and bottom of cans, and shoulders and neck of bottle and jars shall be determined in the following manner, namely:-

(a) in the case of a rectangular package, where one entire side can properly be considered to be the principal display panel side, the product of the height multiplied by the width of that side;

(b) in case of a cylindrical or nearly cylindrical package, 40 per cent. of the product of the height of the package multiplied by the circumference;

(c) in case of any other shaped package, 40 per cent. of the total surface of the package, or an area considered to be a principal display panel of the package.

(5) Except size of the numbers and letters for declaring net weight, retail sale price, date of expiry or best before or use by date (wherever and as applicable) and consumer care details, the provisions under sub-rules (1) to (4) shall not apply to a package if the information to be specified on such package under this rule is also required to be given by or under any other law for the time being in force.”.

6. In the said rules, in rule 9, in sub-rule (3), the following proviso shall be inserted, namely,-

“Provided that no such declarations on the inner package is required, if the outer package contains all declarations required under these rules.”.

7. In the said rules, in rule 10, in the sub-rule 1,-

(i) in the first proviso for the figures, words and letters “5 cubic cm or less”, the figures, words and letters “10 cubic cm or less” shall be substituted;

(ii) the *explanation* shall be numbered as *Explanation 1* thereof, and after the *Explanation*, as so numbered the following *Explanation* shall be substituted, namely:-

“Explanation 1.- In this sub-rule, 'complete address' means, the postal address at which the factory is situated or company or firm is registered, and, in any other case, the name of the street, number (if any) assigned to the premises of the manufacturer or packer or importer and the name of the city and State where the business is carried on by the manufacturer or packer or importer and the Postal Index Number [PIN] Code so that a consumer can identify and locate the manufacturer or packer or importer, as the case may be.”.

8. In the said rules, in rule 18,-

(i) after sub-rule (1), the following sub-rule shall be inserted, namely:-

“(1A) The wholesale dealer shall be allowed to sell the pre-packaged commodities directly to the industrial and institutional consumers.”.

(i) after sub-rule (2), the following sub-rule shall be inserted, namely:-

“(2A) Unless otherwise specifically provided under any other law, no manufacturer or packer or importer shall declare different maximum retail prices on an identical pre-packaged commodity by adopting restrictive trade practices or unfair trade practices as defined under clause (c) of sub-section (1) of section 2 of the Consumer Protection Act, 1986 (68 of 1986).

9. In the said rules, in rule 19,-

(a) in sub rule (4),-

(i) in clause (a), for the words “the statistical average”, the words “the corrected average” shall be substituted;

(ii) for clause (b), the following clauses shall be substituted, namely:-

“(b) the number of packages that show an error in deficiency exceeding the maximum permissible error is greater than that shown in column 4 of Table under Fifth Schedule; or

(c) any such package shows an error in deficiency exceeding twice the maximum permissible error;

(d) the Director, Controller or the Legal Metrology Officer shall require the manufacturer or packer to make a cent per cent check of the packages contained in the lot and authorise sale, distribution or delivery of only such packages with error in deficiency in the net quantity less than the maximum permissible error and the remaining packages shall be allowed to be sold distributed or delivered by the manufacturer or packer after it has been repacked or relabeled, as the case may be, so as to comply with the provisions of the Act and these Rules.”

(b) sub-rule (5) shall be omitted.

(c) for sub-rule (6), the following sub-rule shall be substituted, namely:-

“(6) A lot of packages shall be approved for sale if as a result of the test carried out under this rule, it is found that-

(a) the corrected average net quantity of the sample packages is equal to or more than the declared net quantity;

(b) the number of packages that show an error in deficiency exceeding the maximum permissible error is not more than that shown in column 4 of the Table under Fifth Schedule;

(c) no package shows an error in deficiency exceeding twice the maximum permissible error;

(d) every package bears thereon or on a label affixed thereto the declarations required to be made under these rules.”.

10. In the said rules, for rule 20, the following rule shall be substituted, namely:-

“20. Action to be taken on completion of inspection of packages at the premises of the manufacturers or the packer.- (1) If it appears from the report referred to in sub-rule (3) of rule 19 that,-

(a) the corrected average net quantity contained in the packages drawn as samples is lesser than the quantity declared on the package or the label affixed thereto; or

(b) any such packages showing an error in deficiency exceeding the maximum permissible error is greater than the number specified in column 4 of the Table in the Fifth schedule; or

(c) any package has error in deficiency exceeding twice the maximum permissible error; or

(d) any such package does not bear thereon or on label affixed thereto the declarations to be made under these Rules;

the Director, Controller, or the Legal Metrology Officer shall take following action, namely:-

(i) seize the packages drawn by him as samples and take adequate steps for the safe custody of the seized packages until they are produced in the appropriate court as evidence;

(ii) based on the evidence initiate action for violations as per the provisions of the Act and these rules.

(2) The disposal of the seized packages shall be done in accordance with the provisions of the Code of Criminal Procedure, 1973(2 of 1974).”.

11. In the said rules, in rule 26,-

(i) for clause (c), the following clause shall be substituted, namely:-

“(c) it contains scheduled formulations and non-scheduled formulations covered under the Drugs (Price Control) Order, 2013 made under section 3 of the Essential Commodities Act, 1955 (10 of 1955):

Provided that no exemption shall be applicable to medical devices declared as drugs.”.

(ii) clause (d) shall be omitted.

12. In the said rules, for rule 32, the following rules shall be substituted, namely:-

“32. Fine for contravention of rules.-

Whoever contravenes any provisions of these rules, for which no punishment is provided, shall be punished with fine of five thousand rupees.

32A. Sum of compounding of offences.- The sum of compounding of offences committed under the Act shall be as specified in the following Table, namely:—

TABLE

Sr. No. (1)	Offence (2)	Compounding amount (3)	
		If the application for compounding is by retailers or wholesale dealers	If the application for compounding is by manufacturers or importers
1.	Contravention of section 29	Rupees two thousand	Rupees ten thousand
2.	Contravention of sub-section (1) of section 36	Rupees five thousand	Rupees twenty five thousand
3.	Contravention of sub-section (2) of section 36	Rupees ten thousand	Rupees fifty thousand

13. In the said rules, in the Second Schedule, in column (3), against serial number 10, after figures and letter, “500g”, the figures and letters “550 g, 600 g, 650 g” and after figures and letters, “500ml”, the figures and letters “550 ml, 600 ml, 650 ml” shall respectively, be inserted.

14. In the said rules, in the Fifth Schedule,-

(i) in item 1, for the Table, the following Table shall be substituted, namely:-

“

Serial number	Inspection lot size (1)	Sample size (n) (2)	Correction factor (C) (3)	Number of packages showing an error more than the maximum permissible error but less than twice the maximum permissible error (4)
1.	100 to 500	50	0.379	3
2.	501 to 3200	80	0.295	5
3.	More than 3200	125	0.234	7”.

15. In the said rules, in the Sixth Schedule, in Part-II, after item no 7, the following items shall be inserted, namely:-

“8. Determination of mean or average net quantity or net volume.-

After determining the individual values of net quantity or net volume or length or number of the commodity contained in the package, as per the procedure outlined in item numbers 3 to 6 of this Part, the mean or average value shall be calculated by summing up the individual values (x_i) and dividing it by the number of sample packages (n) taken for testing, by the formula-

$$\text{Average Net value } (\bar{x}) = \sum x_i / n .$$

9. Determination of Standard deviation of values.-

The standard deviation (σ) of individual values [x_i] is determined by the formula -

$$\sigma = \sqrt{\frac{1}{n-1} \sum (x_i - \bar{x})^2} ; \text{ where ,}$$

x_i = individual values of net quantity or net volume or length or number ,

\bar{x} = average or mean value of net quantity or net volume or length or number.

10. Corrected average net quantity or net volume.-

The corrected average net quantity X_c is determined from the value of average net quantity [\bar{x}] by using the formula –

$$X_c = \bar{x} + (\sigma \times C), \quad \text{where C is the correction factor.”}$$

16. In the said rules, in the Seventh Schedule,-

(a) in Form A, in row B, relating to the commodity Classification, for the existing entries in column (2), the following entries in column (2) the following entries be substituted, namely:-

“Lot size: Sample size: Maximum permissible error (g)”

(b) in Form B, in row B relating to the commodity Classification, for the existing entries in column (2), the following entries be substituted, namely:-

“Lot size: Sample size: Maximum permissible error”

[F. No. WM-10(4)/2016]

P. V. RAMA SASTRY Jt. Secy.

Note:- The principal rules were published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i), *vide* number G.S.R.202(E), dated the 7th March, 2011 and last amended, *vide*, notification number G.S.R. 858 (E), dated the 7th September, 2016.



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 911]

नई दिल्ली, मंगलवार, नवम्बर 7, 2017/कार्तिक 16, 1939

No. 911]

NEW DELHI, TUESDAY, NOVEMBER 7, 2017/KARTIKA 16, 1939

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

(उपभोक्ता मामले विभाग)

शुद्धि-पत्र

नई दिल्ली, 7 नवम्बर, 2017

सा. का. नि. 1373(अ).—विधिक मापविज्ञान (पैकेज में रखी वस्तुएं) (संशोधन) नियम, 2017 से सम्बन्धित भारत के राजपत्र, असाधारण, भाग-II, खण्ड 3, उप-खण्ड (i) में तारीख 23 जून, 2017 को प्रकाशित, भारत सरकार के उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय (उपभोक्ता मामले विभाग) की अधिसूचना संख्या सा.का.नि. 629(अ), दिनांक 23 जून, 2017 में—

(i) पृष्ठ 4 की पंक्ति 20, सारणी-1 के स्तम्भ (3) में अंक “1.5” के स्थान पर अंक “2.0” पढ़ा जाए।

(ii) पृष्ठ 5 पर,

(क) पंक्ति 25 में “खंड (ग)”, के स्थान पर “क्रमशः खंड (ददद) और (द)” पढ़ा जाए।

[फा. सं. डब्ल्यू.एम.-10 (4)/2016]

पी. वी. रामाशास्त्री, संयुक्त सचिव

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION**(Department of Consumer Affairs)****CORRIGENDUM**

New Delhi, the 7th November, 2017

G.S.R. 1373(E).—In the notification of the Government of India in the Ministry of Consumer Affairs, Food and Public Distribution (Department of Consumer Affairs) number G.S.R. 629(E), dated the 23rd June, 2017, published in the Gazette of India, Extraordinary, Part-II, Section 3, Sub-section (i), dated the 23rd June, 2017, relating to the Legal Metrology (Packaged Commodities) Amendment, Rules, 2017,—

(i) at page 11, line 33, in the Table-I, in column (3), for “1.5” read “2.0”;

(ii) at page 12,—

(a) line 26, for “(i)” read “(ii)”;

(b) line 29, for “clause (c)” read “clause (nnn) and clause (r), respectively,”.

[F. No. WM-10(4)/2016]

P. V. RAMA SASTRY, Jt. Secy.

RAKESH SUKUL Digitally signed by RAKESH
SUKUL
Date: 2017.11.08 20:00:26
+05'30'

Special Note on:

(1) Readymade Garments / Hosiery:

Under advisory WM-12(5)/2016 dt. 16.12.2016, of Legal Metrology Division, Consumer Affairs Department, Ministry of Consumer Affairs, Food and Public Distribution, Government of India,

Advisory:

- (i) Mandatory labeling requirements under the Legal Metrology (Packaged Commodities) Rules 2011 are applicable only for pre-packaged commodities, defined under section 2(l) of Legal Metrology Act, 2009.
- (ii) Mandatory labeling requirements for pre-packaged commodities are therefore not applicable to garments sold in loose form.
- (iii) Labeling requirements for garments sold in loose form in retail stores may include only the following declarations wef 01.07.2017:
 - (a) Name: declaration of the product
 - (b) To Fit size: Internationally recognizable size indicators - S, M, L, XL, etc along with details in metric notation in terms of cm or m as the case may be.
 - (c) MRP
 - (d) Name, Full Address and Consumer Care No. of the manufacturer
- (iv) in the case of readymade garments sold in to consumer in pre-packaged form, declarations required under Rules may be made.
- (v) Further, the size of the garments needs to be mentioned in meters in meters or centimeters, as the case may be, and
- (vi) Any additional detail such as S, M, XL, XXL, etc. may be treated as additional declaration.
- (vii) A loose garments which is sold after consumer sees them, for Style, Design, tries them for fit and touches them for feel of the Fabric, Fibre etc is not a pre-packaged commodity if the same garment is delivered to the consumer. (advisory WM-12(5)/2016 dt. 31.03.2017 of Legal Metrology Division, Consumer Affairs Department, Ministry of Consumer Affairs, Food and Public Distribution, Government of India, Advisory)

(2) Single Brand through exclusive retail stores:

Under order WM-10(54)/2016 dt. 04.12.2017 of Legal Metrology Division, Consumer Affairs Department, Ministry of Consumer Affairs, Food and Public Distribution, Government of India,

Order:

Under Rule 33(1) of the Legal Metrology (Packaged Commodities) Rules, 2011, in respect of Single Brand retail trading entities the Central Government relaxes the manner of declaration of the retail sale price for a period of one year from the date of this order:

- (i) The order shall be applicable to :
 - (a) the products sold under a single brand through exclusive retail stores by such Foreign Single Brand retail trading entities which have approval of investment in India, or

- (b) *such domestic entities which fulfill the criteria of single brand retailing, namely the products branded during manufacturing and sold under a single brand through exclusive retail stores.*
- (ii) *Retail sale price of the products*
 - (a) *displayed for sale on the racks in a store will be made through the labels affixed to the racks.*
 - (b) *Additionally, the pre-packaged commodities for sale shall contain bar codes on the principal display, which will show the retail sale price when read using price scanners available across the store.*
 - (c) *The entities shall ensure that price scanners are in working condition at all times.*
- (iii) *Once a pre-packaged commodity is imported into the country or manufactured / packaged within the country, the retail sale price of the same shall not be escalated upwards during product lifecycle.*
- (iv) *For ensuring compliance to the aforementioned requirement and consistency of pricing, the single brand retail entity shall undertake on its own cost to:*
 - (a) *Make the retail sale price information available on its website;*
 - (b) *Print a catalogue of retail sale prices and make the copies of the same available to the Director of Legal Metrology and Controller of Legal Metrology under whose jurisdiction the retail stores are located;*
 - (c) *Deposit the retail price information with a third party repository.*
 - (d) *The repository shall provide information regarding the retail sale price to consumers, who wish to cross verify the same, through a consumer friendly web based App and a call centre with toll free number.*
 - (e) *Information regarding the aforementioned facility shall be prominently displayed on the website of the single brand retail trading entity and near the billing counter of the store;*
- (v) *Except for the above mentioned relaxation, the provisions of the Legal Metrology Act, 2009 and Rules made there under and other Laws in force shall be applicable to the single brand retail trading entities in the same manner as they apply to others;*
- (vi) *The above mentioned relaxation may be reviewed or withdrawn at any point of time by the central government in case of non-compliance of the conditions by the single brand retail entity, in addition to initiation of action under the Legal Metrology Act and the Rules.*
- (vii) *Provisions of this order do not preclude declaration of the MRP on pre-Packaged commodities, by means permitted under the Legal Metrology (Packaged Commodities) Rules, if the Single Brand Retail Entity chooses to do so.*
- (viii) *No entity can start availing the relaxation until it satisfies to the department of Consumer Affairs, Government of India that it fulfills the conditions mentioned above and receives specific approval of the central government.*

(3) MRP in respect of 3 layers mask, N 95 mask and sanitizer which is used for the protection from Corona Virus.

In the Advisory 1-19/16/2020 dt. 12.03.2020, the Central Government advised In the interest of public safety, and requested to urgently take necessary action to prevent overcharging in respect of masks, sanitizers etc. so that their availability and affordability is freely available to health services providers and consumers at large. the states to take steps, under section 18 read with section 36(1) of the Legal Metrology Act, 2009 and Rule 18 (1) & 18 (2) of the Legal Metrology (Packaged Commodities) Rule, 2011

The above advisory issued in the light The Global outbreak of COVID-19, which has been declared as Pandemic by WHO, has raised grave public safety concerns in this regard, the undersigned is directed to state that this Department has received several complaints for charging more than MRP in respect of 3 layers mask, N 95 mask and sanitizer which is used for the protection from Corona Virus.

(4) Impact of GST on unsold stock of Packaged Commodities- permission of the GoI, to affix sticker to revise to the MRP.

The GoI permitted the Packers, Manufacturers and Importers to affix sticker indicating the revised MRP, after inducing the GST enhanced, upto 30th September 2020 or till the stocks exhausts, whichever earlier. The said permission wa accorded in the order - WM-10(14)/2020 dt.01.04.2020, of Government of India.

(a) The declaration of Revised price either by stamping or putting sticker or online printing.

While doing affixing of sticker, the following conditions are to be noted:

- (i) The difference between the original price and received price is limited to the extent of tax enhanced.
- (ii) Original price should not be blocked or overwritten.
- (iii) Publish Revised MRP in two leading News Papers
- (iv) Circulate the Revised MRP to all dealers
- (v) Inform the Director and the Controllers of the States and Union Territories

(b) The Central Government also permitted use of printed packing material upto 30th September, 2020 or till the packing material exhausted.

The above directions were issued under Rule 31 of the Legal Metrology (Packaged Commodities) Rules, 2011

(5) No Objection Certificate issued to Infra Red Thermometers and comply the instructions within 3 months.

The Government of India has issued a No Objection Certificate to the Customs Officials to release the imported Infra Red Thermometer by the Importer in the Orders no. I-9/20/2020-W&M Section dt. 07.04.2020, in view of COVID-19 Pandemic.

The NOC was issued with reference to applicability of Section 19, 22 and 23 of Legal Metrology Act 2009 and Rule 27 of Legal Metrology (Packaged Commodities) Rules, 2011.

The above NOC was issued with request to comp[ly with the provisions of Legal Metrology Act and Rules. If found, non-compliance, the Importer requires to remove at his own cost.

(6) Impact of COVID-19 Pandemic on unsold stock of Packaged Commodities- permission of the GoI, to affix sticker to revise to the date of packing or manufacture

Due to prevalent condition of COVID-19, leading to lock down of the whole country, the manufacturing activities come to a grinding hal. Consequently, the inventory of packing material

or wrapper with pre-printed date of manufacturing is not expected to be exhausted within time prescribed under the Rules, the GoI issued permitted use of printed packaged material upto September 30th, 2020.

The GoI permitted the Packers, Manufacturers and Importers to affix sticker indicating the revised date of packing or manufacture, upto 30th September 2020 or till the stocks exhausts, whichever earlier. The said permission was accorded in the order - WM-10(22)/2020 dt.17.04.2020 of Government of India.

(a) The declaration of Revised date of packing or manufacture either by stamping or putting sticker or online printing.

While doing affixing of sticker, the following conditions are to be noted:

(b) The Central Government also permitted use of printed packing material upto 30th September, 2020 or till the packing material exhausted.

The above directions were issued under Rule 33 (1) and Rule 6(1) B of the Legal Metrology (Packaged Commodities) Rules, 2011

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 16.12.2016

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory for enforcement of provisions of Rules for Readymade Garments/ Hosiery products - regarding.

Sir,

The undersigned is directed to refer to the references received from M/o Textiles and Industry Associations regarding the labeling requirements of readymade garments.

2. In this context, in continuation of this Department's letter No. WM-10(5)/2016 dated 16th September, 2016 it is further advised that:

(i) The mandatory labeling requirements under the Legal Metrology (Packaged Commodities) Rules, 2011 are applicable only for pre-packaged commodities, defined under Section 2(j) of the Legal Metrology Act, 2009.

(ii) The mandatory labeling requirements for pre-packaged commodities are therefore not applicable to garments sold in loose form.

(iii) The labeling requirements for garments sold in loose form in retail stores may include only the following declaration w.e.f. 1st July 2017:-

(a) Name/ Description of the product

(b) Size: Internationally recognizable size indicators - S, M, L, XL, etc. along with details in metric notation in terms of cm or m as case may be.

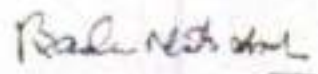
(c) MRP

(d) Name, Full address & Customer Care No. of the manufacturer

3. In the case of readymade garments sold to consumer in Pre-packaged form, declarations required under the Rules may be made. Further, the size of the garments needs to be mentioned in metres or centimetres, as the case may be, and any additional detail such as S, M, L, XL, XXL etc. may be treated as additional declaration.

4. This issues with the approval of the Competent Authority.

Yours faithfully,



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax: -011-23385322

Email: dirwm-ca@nic.in

Copy to: (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information.

(2) Shri G K Rajnish, Under Secretary, International Export Division, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information

(3) Clothing Manufacturers Association of India, Federation of Hosiery Manufacturers' Association of India, South India Hosiery Manufacturers Association, Federation of Mumbai Retail Cloth Dealers Association and Retail Association of India for kind information.

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 31.3.2017

To,
The Clothing Manufacturers Association of India,
902, Mahalaxmi Chambers, 22, Bhulabhai Desai Road,
Mumbai- 400 026

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory issued for Readymade Garments/ Hosiery products - regarding.

Sir,

The undersigned is directed to refer to your letter No. P-6/776/17 dated 7th February, 2017 on the above mentioned subject and to state that:

- (i) A loose garments which is sold after consumer sees them for Style/ Design, tries them for fit and touches them for feel of the Fabric/ Fiber etc., is not a pre-packaged commodity if the same garment is delivered to the consumer
- (ii) your members may comply with the guidelines at their choice but not later than 01.07.2017.
- (iii) the words "TO FIT SIZE" instead of only "Size" on Garments sold in loose form, may be used as per convenience.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

- bsmal.*
- Copy to:** (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information.
(2) Controllers of Legal Metrology, All States/ UTs for kind information.
- o/c*

WM-10(54)/2016

Government of India

Ministry of Consumer Affairs, Food and Public Distribution

Department of Consumer Affairs

Legal Metrology Division

Krishi Bhawan, New Delhi-110001

Dated: 4.12.2017

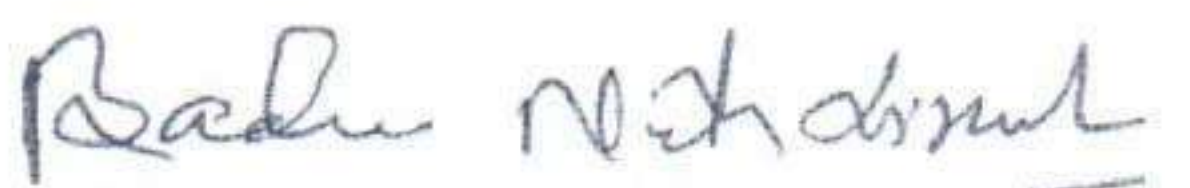
Order

In exercise of the powers conferred by rule 33(1) of the Legal Metrology (Packaged Commodities) Rules, 2011, in respect of Single Brand retail trading entities the Central Government hereby relaxes the manner of declaration of the retail sale price for a period of one year from the date of this order, in the following manner and subject to the conditions mentioned thereunder.

- (1) This order shall be applicable to (a) the products sold under a single brand through exclusive retail stores by such Foreign Single Brand retail trading entities which have approval of investment in India or (b) such domestic entities which fulfill the criteria of single brand retailing, namely the products branded during manufacturing and sold under a single brand through exclusive retail stores;
- (2) Retail sale price of the products displayed for sale on the racks in a store will be made through the labels affixed to the racks. Additionally, the pre-packaged commodities for sale shall contain bar codes on the principal display panel, which will show the retail sale price when read using price scanners available across the store. The above entities shall ensure that Price Scanners are in working condition at all times.
- (3) Once a pre-packaged commodity is imported into the country or manufactured/packaged within the country, the retail sale price of the same shall not be escalated upwards during product lifecycle. For ensuring compliance to the aforementioned requirement and consistency of pricing, the single brand retail entity shall undertake on its own cost to:
 - a) Make the retail sale price information available on its website;
 - b) Print a catalogue of retail sale prices and make the copies of the same available to the Director of Legal Metrology and Controller of Legal Metrology under whose jurisdiction the retail stores are located;
 - c) Deposit the retail sale price information with a third party repository. The repository shall provide information regarding the retail sale price to consumers

who wish to cross verify the same, through a consumer friendly web based App and a call centre with toll free number. Information regarding the aforementioned facility shall be prominently displayed on the website of the single brand retail trading entity and near the billing counter of the store;

- 4) Except for the above mentioned relaxation, the provisions of the Legal Metrology Act, 2009 and rules made there under and other Laws in force shall be applicable to the single brand retail trading entities in the same manner as they apply to others;
- 5) The above mentioned relaxation may be reviewed or withdrawn at any point of time by the central government in case of non-compliance of the conditions by the single brand retail entity, in addition to initiation of action under the Legal Metrology Act and the rules;
- 6) Provisions of this order do not preclude declaration of the MRP on pre-packaged commodities, by means permitted under the Legal Metrology (Packaged Commodities) Rules, if the Single Brand Retail Entity chooses to do so.
- 7) No entity can start availing the relaxation until it satisfies to the Department of Consumer Affairs, Government of India that it fulfils the conditions mentioned above and receives specific approval of the central government.



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489

Fax.-011-23385322

Email: dirwm-ca@nic.in

I-19/16/2020
Government of India
Ministry of Consumer Affairs, Food & Public Distribution
Department of Consumer Affairs
Weight and Measures Unit

Krishi Bhawan, New Delhi-01
Dated: 11.03.2020

To,

The Controller of Legal Metrology,
All States/ UTs

Subject: Charging more than MRP- Violation of provision of the Legal Metrology (Packaged Commodities) Rules, 2011-reg.

Sir,

The Global outbreak of COVID-19, which has been declared as Pandemic by WHO, has raised grave public safety concerns. In this regard, the undersigned is directed to state that this Department has received several complaints for charging more than MRP in respect of 3 layers mask, N 95 mask and sanitizer which is used for the protection from Corona Virus.

2. It may be mentioned that Section 18 (1) of the Legal Metrology Act, 2009 provides that:

"No person shall manufacture, pack, sell, import, distribute, deliver, offer, expose or possess for sale any pre-packaged commodity unless such packaged is in such standard quantities or number and bears thereon such declarations and particulars in such manner as may be prescribed."

3. The penal provision for violation of Section 18 is made under section 36 (1) as follows:

"Whoever manufactures, packs, imports, sells, distributes, delivers or otherwise transfers, offers, exposes or possesses for sale, or causes to be sold, distributed, delivered or otherwise transferred, offered, exposed for sale any pre-packaged commodity which does not conform to the declarations on the package as provided in this Act, shall be punished with fine which may extend to twenty-five thousand rupees, for the second offence, with fine which may extend to fifty thousand rupees and for the subsequent offence, with fine which shall not be less than fifty thousand

rupees but which may extend to one lakh rupees or with imprisonment for a term which may extend to one year or with both."

4. Further, it is to inform that Rule 18 (2) of the Legal Metrology (Packaged Commodities) Rule, 2011 provides that:

"No retail dealer or other person including manufacturer, packer, importer, and wholesale dealer shall make any sale of any commodity in packed form at a price exceeding the retail sale price thereof."

5. In the interest of public safety, it is therefore, requested to urgently take necessary action to prevent overcharging in respect of masks, sanitizers etc. so that their availability and affordability is freely available to health services providers and consumers at large.

Yours faithfully,



(B. N. Dixit)

Director (Legal Metrology)

Tel: 011-23389489

Email: dirwm-ca@nic.in

Copy to: Industries/ Industry Associations for kind information

Speed Post

WM-10(14)/2020
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 01.04.2020

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject: Impact of GST on unsold stock of pre-packaged commodities -reg.

Sir,

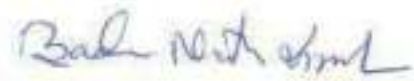
The undersigned is directed to refer to the above mentioned subject and to state that in exercise of the powers conferred by rule 33(1) of the Legal Metrology (Packaged Commodities) Rules, 2011, the Central Government hereby permits the manufacturers or packers or importers of pre-packaged commodities to declare the revised retail sale price (MRP) on the unsold stock manufactured/ packed/ imported prior to revision of GST, after inclusion of the increased amount of tax due to GST, if any, in addition to the existing retail sale price (MRP) upto 30th September, 2020 or till such date the stock is exhausted, whichever is earlier. Declaration of the changed retail sale price (MRP) shall be made by way of stamping or putting sticker or online printing, as the case may be, after complying with the following conditions:

- (i) The difference between the retail sale price originally printed on the package and the revised price shall not, in any case, be higher than the extent of increase in the tax if any, or in the case of imposition of fresh tax, such fresh tax, on account of implementation of GST Act and Rules.
- (ii) The original MRP shall continue to be displayed and the revised price shall not overwrite on it.
- (iii) Manufacturers or packers or importers shall make atleast two advertisements in one

or more newspapers in this regard and also by circulation of notices to the dealers and to the Director of Legal Metrology in the Central Government and Controllers of Legal Metrology in the States and Union Territories, indicating the change in the price of such packages.

2. It is also clarified that any packaging material or wrapper which could not be exhausted by the manufacturer or packer or importer prior to revision of GST, may be used for packing of material upto 30th September, 2020 or till such date the packing material or wrapper is exhausted, whichever is earlier after making corrections required in retail sale price (MRP) on account of implementation of G.S.T. by way of stamping or putting sticker or online printing, as the case may be.

Yours faithfully



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: All Industries/ Industry Associations/ Stake Holders

I-9/20/2020-W&M Section
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Weights and Measures Unit

Krishi Bhawan, New Delhi-110001

Dated: 7.4.2020

To,

Shri B.N. Mendiratta, Assistant Commissioner,
Office of the Principal Commissioner of Customs,
ACC (Imports), NCH, New Delhi.

Subject: NOC for release of Infrared Thermometers due to spread of COVID-19 pandemic -reg.

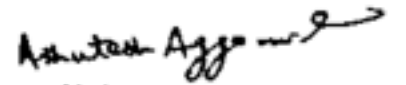
Sir,

The undersigned is directed to refer to your email dated 6.4.2020 on the above cited subject and to state that the provisions of Section 19, 22 & 23 of the Legal Metrology Act, 2009 and the provisions of Rule 27 of the Legal Metrology (Packaged Commodities) Rules, 2011 are applicable on Infrared Thermometers (Electrical Thermometers).

2. However, in view of COVID-19 pandemic, it is requested that Custom Authorities may clear all the consignments of Infrared Thermometers with the condition that the importers will comply all the requirements of Legal Metrology Act & Rules made thereunder within 3 months of the clearance.

3. It is also requested to inform the importers that if the models of Infrared Thermometer failed during testing or do not comply the requirements/ specifications laid down under the Rules, the importers will withdraw all the Infrared Thermometers from the market at their own cost and the action will be taken as per the provisions of Legal Metrology Act & rules.

Yours faithfully,



(Ashutosh Agarwal)

Deputy Director, Legal Metrology

For Director, Legal Metrology

Ph.011-23386194

Email: ashutosh.agarwal13@nic.in

Copy to: 1. Controller of Legal Metrology, All States/ UTs for kind information.

2. M/s Sain Medicaments Pvt. Ltd., P-2/4, I.D.A. Uppal, Hyderabad, Telangana

Speed Post

WM-10(22)/2020
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 17.04.2020

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject: Extension of period up to 30.9.2020 for utilisation of the pre-printed packing material stock due to prevalent situation of COVID-19 - reg.

Sir,

The undersigned is directed to refer to the above mentioned subject and to state that due to prevalent condition of COVID-19, leading to the lockdown of the whole country the manufacturing activities have come to a grinding halt. Consequently, the inventory of packaging material / wrapper with pre-printed date of manufacturing is not expected to be exhausted within the time limit prescribed under Rules.

2. Therefore, in exercise of the powers conferred by rule 33(1) and 6(1)(B) of the Legal Metrology (Packaged Commodities) Rules, 2011, the Central Government hereby permits the manufacturers or packers to utilise the existing packaging material / wrapper up to 30.09.2020 or till such date the packaging material / wrapper is exhausted, whichever is earlier, by declaring the correct month & year of manufacturing/ packing on the pre-packaged commodities by way of stamping or putting sticker or online printing, as the case may be.

3. This relaxation will be applicable to those manufacturers or packers who have to declare the month & year of manufacturing/ packing under the Legal Metrology (Packaged Commodities) Rules, 2011.

Yours faithfully



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: All Industries/ Industry Associations/ Stake Holders

4. Delegation of Powers



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (1)

PART II—Section 3—Sub-section (1)

प्रधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 367]

नई दिल्ली, बुधवार, जुलाई 18, 2012/आषाढ़ 27, 1934

Nr. 367]

NEW DELHI, WEDNESDAY, JULY 18, 2012/ASADHA 27, 1934

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय

MINISTRY OF CONSUMER AFFAIRS, FOOD AND PUBLIC DISTRIBUTION

(उपभोक्ता मामले विभाग)

(Department of Consumer Affairs)

अधिसूचना

NOTIFICATION

नई दिल्ली, 18 जुलाई, 2012

New Delhi, the 18th July, 2012

सा.का.वि. 576(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 13 की उप-धारा (7) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, अंतर राज्यात्मक व्यापार और वाणिज्य के सम्बन्ध में, विधिक माप विज्ञान (पैकेज में रखी वस्तुएं) नियम, 2011 के नियम 32 और उक्त अधिनियम की धारा 18, धारा 27, धारा 28, धारा 29, धारा 30, धारा 33, धारा 34, धारा 35 और धारा 36 के उपबंधों से संबंधित निर्देशक, द्वारा प्रयोग की जाने वाली सभी शक्तियों, आंध्र प्रदेश, असम, गोवा, हिमाचल प्रदेश और मध्य प्रदेश राज्यों के नियंत्रकों को, उक्त राज्य सरकार की मद्दति में, द्वारा शर्त के अधीन रहते हुए प्रत्यायोजित करती है कि अधिनियम और नियमों के उक्त उपबंधों को अधीन दर्ज किए गए राज्यात्मक, अधियोजित और सिद्धरोध मामलों की संख्या को दर्शाते हुए, बी गई क्वार्टरली की तिमाही रिपोर्ट, निर्देशक को भेजी जाएगी।

G.S.R. 576(E).—In exercise of the powers conferred by sub-section (7) of Section 13 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government, with the consent of the State Government, hereby delegates all the powers exercisable by the Director in relation to inter-State trade and commerce relating to the provisions of Sections 18, 27, 28, 29, 30, 33, 34, 35 and 36 of the said Act and under rule 32 of the Legal Metrology (Packaged Commodities) Rules, 2011 to the Controller in the States of Andhra Pradesh, Assam, Goa, Himachal Pradesh and Madhya Pradesh subject to the condition that a quarterly report of the action taken under the said provisions including the number of cases booked, compounded, prosecuted and convicted shall be sent to the Director.

[फा. सं. डफ्ल्यू एम-9(16)/2011]

[F.No. WM-9(16)2011]

मनोज परेड़ा, संयुक्त सचिव

MANOJ PARIDA, J. Secy.



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप खण्ड (1)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं. 523]

नई दिल्ली, सोमवार, अक्टूबर 15, 2012/अश्विन 23, 1934

No. 523]

NEW DELHI, MONDAY, OCTOBER 15, 2012/ASVINA 23, 1934

उपभोक्ता मामले, खाद्य एवं सार्वजनिक वितरण मंत्रालय

MINISTRY OF CONSUMER AFFAIRS, FOOD AND
PUBLIC DISTRIBUTION

(उपभोक्ता मामले विभाग)

(Department of Consumer Affairs)

अधिसूचना

NOTIFICATION

नई दिल्ली, 15 अक्टूबर, 2012

New Delhi, the 15th October, 2012

सा.का.नि. 762(अ).—केंद्रीय सरकार, विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 13 की उप-धारा (7) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राज्य सरकार की सहमति से, अंतर-राज्यिक व्यापार और वाणिज्य के सम्बन्ध में उक्त अधिनियम की धारा 18, धारा 27, धारा 28, धारा 29, धारा 30, धारा 33, धारा 34, धारा 35 और धारा 36 के उपबंधों और विधिक माप विज्ञान (पैकेज गैर खली वस्तुएं), नियम, 2011 के नियम 32 से संबंधित निर्देशक द्वारा प्रयोजनव्य सभी शक्तियां कर्नाटक और त्रिपुरा राज्यों के नियंत्रक, विधिक माप विज्ञान को इस शर्त के अधीन रहते हुए प्रत्यायोजित करती है कि उक्त उपबंधों के अधीन की गई कार्रवाई को तिमासी रिपोर्ट, बिल्टन बुक किए गए, शून्यीय, अनियोजित और सिद्धादेश मामलों की संख्या सम्मिलित है, निर्देशक को भेजी जाएगी।

G.S.R. 762(A).—In exercise of the powers conferred by sub-section (7) of Section 13 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government, with the consent of the State Government, hereby delegates all powers exercisable by the Director in relation to inter-State trade and commerce relating to the provisions of Sections 18, 27, 28, 29, 30, 33, 34, 35 and 36 of the said Act and rule 32 of the Legal Metrology (Packaged Commodities) Rules, 2011 to the Controller of Legal Metrology in the States of Karnataka and Tripura subject to the condition that a quarterly report of the action taken under the said provisions including the number of cases booked, compounded, prosecuted and convicted shall be sent to the Director.

[फा. सं. डक्यू.एम-9/16/2011]

[F.No. WM-9(16)/2011]

मंगेज परिदा, संयुक्त सचिव

MANOJ PAJIDA, Jt. Secy



भारत का राजपत्र

The Gazette of India

असाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (i)

PART II—Section 3—Sub-section (i)

प्रधिकार से प्रकाशित

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सं. 634]

नई दिल्ली, शनिवार, दिसम्बर 15, 2012/अग्रहायण 24, 1934

No. 634]

NEW DELHI, SATURDAY, DECEMBER 15, 2012/AGRAHAYANA 24, 1934

उपभोक्ता मामले, खाद्य और सार्वजनिक वितरण मंत्रालय
(उपभोक्ता मामले विभाग)

अधिसूचना

नई दिल्ली, 14 दिसम्बर, 2012

सर.का.नि. 892(अ). केंद्रीय सरकार विधिक माप विज्ञान अधिनियम, 2009 (2010 का 1) की धारा 5 की उप-धारा (7) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राज्य सरकार की सहमति से, उक्त अधिनियम की धारा 18, धारा 27, धारा 28, धारा 29, धारा 30, धारा 33, धारा 34, धारा 35 और धारा 36 के उपबंधों और विधिक माप विज्ञान (पैकेज गै रखा वस्तुएं), नियम, 2011 के नियम 32 के उपबंधों से संबंधित अंतर-राज्यिक व्यापार और वाणिज्य के सम्बन्ध में निर्देशक द्वारा प्रयोज्य सभी शक्तियों जारखंड, पंजाब और उत्तराखंड राज्यों के निम्नलिखित विधिक माप विज्ञान की इस शर्त के अधीन रहते हुए प्रत्यापनित करती है कि उक्त उपबंधों के अधीन की गई कार्रवाई की रिपोर्टी रिपोर्ट, विषयमें दर्ज किए गए, समन्वित, अधिसूचित और निरूपण मायनों की संख्या अधिसूचित है, निर्देशक को भेजी जाएगी।

[का. सं. डब्ल्यू.एम. 9(16)/2011]

मनोज परिड़ा, संयुक्त सचिव

MINISTRY OF CONSUMER AFFAIRS, FOOD AND
PUBLIC DISTRIBUTION

(Department of Consumer Affairs)

NOTIFICATION

New Delhi, the 14th December, 2012

G.S.R. 892(E). In exercise of the powers conferred by sub-section (7) of Section 13 of the Legal Metrology Act, 2009 (1 of 2010), the Central Government, with the consent of the State Government, hereby delegates all the powers exercisable by the Director in relation to inter-State trade and commerce relating to the provisions of Sections 18, 27, 28, 29, 30, 33, 34, 35 and 36 of the said Act and rule 32 of the Legal Metrology (Packaged Commodities) Rules, 2011 to the Controller in the States of Jharkhand, Punjab and Uttarakhand subject to the condition that a quarterly report of the action taken under the said provisions, including the number of cases booked, compounded, prosecuted and convicted, shall be sent to the Director.

[F. No. WM 9(16)/2011]

MANOJ PARIDA Jr. Secy.

5. Amendments

GSR wise

Amendments GSRs wise:

S No.	GSR No.	Gazette			Rule Amended	Date of effect
		No.	date	Part, Section, sub-section		
1	318 (E)	205	13.04.2011	Part II, Section (3) sub-section (i)	Inserted Rule 6 (6)	13.04.2011
2	734 (E)	551	30.09.2011	”	Substituted in Rule 6 (6)	30.09.2011
3.	784 (E)	591	25.10.2011	”	Omitted proviso to Rule 5	01.07.2012
	784 (E)	591	25.10.2011	”	Omitted Rule 6(1) (d) III proviso	01.07.2012
	784 (E)	591	25.10.2011	”	Substituted for Rule 12(6)	01.07.2012
	784 (E)	591	25.10.2011	”	Substituted for Rule 19(7)	01.07.2012
	784 (E)	591	25.10.2011	”	Substituted for Rule 19(8)	01.07.2012
	784 (E)	591	25.10.2011	”	Omitted Rule 26(a) proviso	01.07.2012
	784 (E)	591	25.10.2011	”	Substituted in Serial No. 15 Schedule IV	01.07.2012
4	832 (E)	634	24.11.2011	”	Corrigendum GSR 784(E)	-
	832 (E)	634	24.11.2011	”	Corrigendum Rule 19(7)	-
5	426(E)	258	05.06.2012	”	Omitted proviso to Rule 5	01.11.2012
6	427(E)	259	05.06.2012	”	Inserted 5(2)	05.06.2012
					Inserted 5(3)	05.06.2012
					Substituted in Rule 6 (1)	05.06.2012
					Inserted Rule 6(7)	01.01.2013
					Inserted Rule 33(2)	05.06.2012
					Substituted Schedule II	05.06.2012
					Substituted Serial No. 15 Schedule IV	05.06.2012
7	359 (E)	274	06.06.2013	”	Inserted rule 2(bb)	06.06.2013
					Inserted rule 2(bc)	06.06.2013

					Omitted proviso to rule 2(k)	06.06.2013
					Omitted explanation in Rule 3	06.06.2013
					Inserted subrule 8 in rule 18	01.07.2013
					Inserted subrule 3 in rule 32	06.06.2013
					Inserted in serial no. 2, 3, 7,8,9, 10, 12, 16 of Schedule II	06.06.2013
8	137	P730-731	21.06.2014	”	Inserted sub-rule (8) after sub-rule (7) in rule (6)	01.07.2014
9	870 (E)	648	04.12.2014	”	Inserted clause (e) after clause (d) in rule (26)	04.12.2014
10	385(E)	308	14.05.2015	”	Substituted for clause (bb) and (bc) in rule (2)	14.05.2015
					Inserted Proviso in clause (k) in rule (2)	14.05.2015
					Substitute for sub-rule (2) in rule (6)	01.01.2016
					Inserted sub-rule (9) after sub-rule (8) in rule (6)	14.05.2015
					Substituted sub-rule (1) in rule (7)	14.05.2015
					Inserted sub-rule (5) after sub-rule (4) in rule (7)	01.01.2016
					Omitted proviso in sub-rule (3) rule (9)	14.05.2015
					Substituted in the explanation in sub-rule (1) in rule (10)	01.01.2016
					Substituted in sub-rule (7) in rule (12)	14.05.2015

					Inserted explanation in sub-rule (5) in rule (13)	14.05.2015
					Inserted sub-rule (6) after sub-rule (5) in rule (13)	14.05.2015
					Inserted proviso in clause (a) in rule (26)	01.01.2016
					Substituted in sub-rule (1) in rule (32)	14.05.2015
					Substituted in sub-rule (2) in rule (32)	14.05.2015
					Omitted in sub-rule (1) in rule (33)	14.05.2015
					Substituted for serial no. 12 in the Table in Second Schedule	14.05.2015
					Inserted serial number (4) after serial number (3) in Third Schedule	14.05.2015
11	858 (E)	622	07.09.2016	”	Inserted proviso in rule 5, in sub-rule (1),	07.09.2016
				“	Inserted proviso in Clause (e) in rule 6, in sub-rule (1),	07.09.2016
12	629 (E)	520	23.06.2017	“	Inserted clause (aa) in rule 2	01.01.2018
					Substituted clause (bc) in rule 2	01.01.2018
					Inserted clause (bd) in rule 2	01.01.2018
					Inserted clause (be) in rule 2	01.01.2018
					Inserted clause (bf) in rule 2	01.01.2018
					Substituted	01.01.2018

					clause (m) in rule 2	
					Substituted Rule (3)	01.01.2018
					Substituted Explanation III in clause (a) sub rule (1) Rule (6)	01.01.2018
					Inserted clause (aa) sub rule (1) Rule (6)	01.01.2018
					Inserted clause (da) and Explanation I in sub rule in rule 6	01.01.2018
					Inserted figures, mrp illustration in clause (e) sub rule (1) Rule (6)	01.01.2018
					Inserted sub rule 4A in rule 6	01.01.2018
					Inserted sub rule 10 in rule 6	01.01.2018
					Substituted sub rule 2 in rule 7	01.01.2018
					Substituted sub rule 3 in rule 7	01.01.2018
					Substituted Table I in sub rule 2 & 3 in rule 7	01.01.2018
					Omitted Table II in sub rule 2 & 3 in rule 7	01.01.2018
					Substituted sub rule 4 in rule 7	01.01.2018
					Substituted sub rule 5 in rule 7	01.01.2018
					Substituted proviso in sub rule 3 in rule 9	01.01.2018
					Substituted words in first proviso in sub rule 1 in rule 1	01.01.2018
					Substituted Explanation as	01.01.2018

					Explanation 1 in sub rule 1 of rule 10	
					Inserted sub rule 1A in rule 18	01.01.2018
					Inserted sub rule 2A in rule 18	01.01.2018
					Substituted words in clause (a) in sub rule 4 in rule 19	01.01.2018
					Substituted clause (b) in sub rule 4 in rule 19	01.01.2018
					Inserted clause (c) in sub rule 4 in rule 19	01.01.2018
					Inserted clause (d) in sub rule 4 in rule 19	01.01.2018
					Omitted sub rule (5) in rule 19	01.01.2018
					Substituted sub rule 6 in rule 19	01.01.2018
					Substituted rule 19	01.01.2018
					Substituted clause (c) rule 26	01.01.2018
					Inserted proviso in clause (c) in rule 19	01.01.2018
					Omitted clause (c) rule 26	01.01.2018
					Substituted rule 32	01.01.2018
					Inserted rule 32 A	01.01.2018
					Inserted figures and letters in column (10) in SNo.10, Second Schedule	01.01.2018
					Substituted table in item (1) to Fifth Schedule	01.01.2018
					Inserted item (8) in Part II in sixth	01.01.2018

					schedule	
					Inserted item (9) in Part II in sixth schedule	01.01.2018
					Inserted item (10) in Part II in sixth schedule	01.01.2018
					Substituted in column (2) in Form A in Seventh Schedule	01.01.2018
					Substituted in column (2) in Form B in Seventh Schedule	01.01.2018
13	1373(E)	911	07.11.2017		<i>corrigenda read 1.5 as 2.0 in column (3) in Table in rule 7</i>	01.01.2018
					<i>Corrigenda read clause (c) as clause (r) in rule 18(2)(A)</i>	01.01.2018

6. Index

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Net quantity	6(1)I
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About the Author:

Dr.M.Kantha Rao, IPS, is an Veterinarian, joined Police Service, after working for a brief stint as Vet. As a Police Officer, he has investigated several sensitive cases and solved mysteries. Resulted to take a decision in resolving contentious issues. There are several accolades at his credit.

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The 4 A's Concept envisages: Awareness , Advice, Admonish and Action. In other words, the enforcement officer should prefer to advice and admonish to taking a penal action, after enlightenment of Legal Metrology regulations. He popularized 'No Less - No More - Just Exact' slogan, which means a fair deal in transactions.

Present work is his effort to bring a Hand Book on packaged commodities. In the Hand Book 1, incorporated all regulations which were amended, since its inception that is update upto March 31st, 2020.

With a view make available in Enforcement Rule on Packaged Commodities, showing current status as date of release of the Hand Book. The Hand Book will be edited every year and made available.

