



# ಕರ್ನಾಟಕ ರಾಜ್ಯಪತ್ರ

ಅಧಿಕೃತವಾಗಿ ಪ್ರಕಟಿಸಲಾದುದು

ವಿಶೇಷ ರಾಜ್ಯ ಪತ್ರಿಕೆ

ಭಾಗ-IVA	ಬೆಂಗಳೂರು, ಮಂಗಳೂರು, ಜೂನ್ 06, 2017 (ಜ್ಯೇಷ್ಠ 16, ಶಕ ವರ್ಷ 1939)	ನಂ. 474
Part-IVA	Bengaluru, Tuesday, June 06, 2017 (Jyeshtha 16, Shaka Varsha 1939)	No. 474

**FOOD, CIVIL SUPPLIES CONSUMER AFFAIRS AND LEGAL METROLOGY SECRETARIAT  
NOTIFICATION**

**No. FCS 17 RPR 2011, Bengaluru, Dated 05.06.2017**

In exercise of the powers conferred by section 3 read with section 5 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) and sub-section (5) of section 24 of the National Food Security Act, 2013 (Central Act 20 of 2013) the Government of Karnataka hereby makes the following order, further to amend the Karnataka Essential Commodities Public Distribution System (Control) Order, 2016, namely:-

**ORDER**

**1. Title and Commencement:** (1) This order may be called the Karnataka Essential Commodities Public Distribution System (Control) (2<sup>nd</sup> Amendment) Order 2017.

(2) It shall come into force from the date of its publication in the Official Gazette.

**2. Amendment of the Preamble.-** In the Karnataka Essential Commodities Public Distribution (Control) order 2016, (hereinafter referred to as the said order), in the Preamble, after the words "Now, therefore, in exercise of the powers conferred by " sub-section(5) of section 24 of National Food Security Act 2013", the words "and section 3 read with section 5 of the Essential Commodities Act, 1955" shall be and shall always be deemed to have been inserted.

**3. Amendment of clause 2.-**

(1) In clause 2 of the said order, for sub clause(e) the following shall be substituted namely:-

"(e) **"Authorized Authority"** means the Deputy Director of the Food, Civil Supplies and Consumer Affairs Department of Revenue district concerned, in the rural, urban and the Informal rationing areas in the district concerned (except Bengaluru informal rationing area) and the Deputy Director of the concerned range in Bengaluru Informal Rationing Area."

(2) In clause 2 of the said order, after sub-clause (r) the following shall be inserted, namely:-

"(s) **"Food Security Act"** means the National Food Security Act, 2013 (Central Act 20 of 2013);"

**(4) Amendment of clause 6:** In clause (6) of the said order,-

(1) In sub-clause (1) (b), for item (iii) the following shall be substituted, namely:-

“(iii) Stree Shakthi Groups and Women Self Help Groups, located in same village or locality where the fair price shop is to be allotted, recognized by the Women and Child Development, Government of Karnataka and which have been in existence for not less than one year maintaining a minimum bank balance of rupees one lakh continuously for last one year as on the date of application as well as satisfying any other additional conditions specified by Commissioner from time to time. Provided that the qualifications for a Women Self Help Group and Stree Shakthi Group can be relaxed by the Authorized Authority for special areas as defined in the proviso to clause 11(2) of the order. Provided that if there are more than one eligible groups satisfying the required conditions, then the allotment of Fair Price Shop shall be done through a draw of lots.”

(2) In note (ii) wherever the words “ three years” occurs, the words “ One Year” shall be substituted.

(3) After sub-clause (2) the following shall be inserted, namely:-

“(3) The authorized authority, if satisfied that none of the institutions specified in sub clause (2) are in existence for grant of authorization in any area, may permit opening of branches in such areas by any of the existing institutions / specified in sub clause (2)”.

**5. Amendment of clause 7:-** In clause 7 of the said order, in sub clause (1) before the first proviso the following proviso shall be inserted;

“ provided that the authorized authority shall not renew the authorization of FPSs run by private individuals who have attained the age of 65 years and who do not possess minimum educational qualification of SSLC.”

**6. Amendment of clause 10-** In clause 10 of the said order, in sub-clause (3) in item (a), after the words ‘previous occasion’ the words “except co-operative societies specified in clause 6 (1) (b) (ii)” shall be inserted.

**7. Amendment of clause 11-** In clause 11 of the said order after sub-clause (1), the following proviso shall be inserted, namely:-

“Provided that the allocation of PDS ration cards shall be stopped to the shop forthwith on completion of three years period till renewal is obtained.” Shall be inserted.

**8. Amendment of clause 12.-** in clause 12 of the said order, after sub-clause (2) the following shall be inserted, namely:-

“(3) **Penalty:-** If a person contravenes any of the provision of this order he shall be liable to punishment under section 7 of the Essential Commodities Act 1955”.

**9. Amendment of Clause 13.-** In clause 13 of the said order, for the proviso the following shall be substituted, namely:-

“provided that the authorized may order for such transfer in the event of the death of the authorized dealer before 65 years of age, to the spouse or son or unmarried daughter in case he or she is above 18 years of age and less than 30 years (40 years in case of unmarried daughter and 65 years in case of spouse) having passed SSLC, both as on the date of the death of the authorized dealer. The application for such transfer shall be made within 90 days of the death of the authorized dealer. Such transfer shall be made only after obtaining prior approval of Commissioner, Food, Civil Supplies and Consumer Affairs Department and only for a maximum period of 3 years i.e., the period of validity of a fresh authorization. No further renewal is allowed for such transfers.”

**10. Amendment of clause 15.-** In the said order, in clause 15,-

(i) In sub-clause (1), after the words “if the Authorized Authority is satisfied that the authorized dealer” the word “agency” shall be inserted;

(ii) In sub-clause (2) for the words and figures “specified in clause 8” the words and figures “specified in clause 9” shall be substituted.

**11. Amendment of ‘Form-B’.-** In Form-B of the said order in terms and conditions, after serial number (4) the following shall be inserted, namely:-

“(4A) The authorized dealer may sell other essential commodities which are not similar to the commodities distributed under the PDS and may also sell any non-essential commodity. Provided that no cardholder shall be forced to purchase such commodities compulsorily.”

By order and in the name of Governor of Karnataka,

**G.S. PRASANNA KUMAR**  
Deputy Secretary to Government  
Food, Civil Supplies Consumer Affairs  
and Legal Metrology Department