

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department,

Notification

No. DNH/SMC/Bye-laws/01/2017

The following draft Bye-laws are subject to the previous sanction of the government. The council proposes to make them in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 and read with Sections 263, 264 and 317 of the Dadra & Nagar Haveli Municipal Council Regulation, 2004. These are hereby published, as required by clause(b) of sub-section(3) of Section 301 of the said Regulation, and notice is hereby given that the draft of the said bye-laws will be taken into consideration on the expiry of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra & Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra & Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 263, 264 and 317 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Municipal Council Dadra & Nagar Haveli hereby makes the following Bye-Laws. By powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely:-

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Silvassa Municipal Council **Carrying on Trades and Operations and Keeping of Articles Bye-laws, 2017**.
(2) They shall come in to force from the date of their publication in the Official Gazette.
2. Definitions:- In these Bye-laws, unless the context otherwise requires –
 - (a) "Form" means a form appended to these rules;
 - (b) "Licensee" means a person to whom a license has been granted under these bye-laws and includes a person nominated by the licensee in the license as a person in charge of the trade, occupation or article in his absence to carry on such trade or occupation or keep such articles;
 - (c) "Licensed premises" means the place or premises in respect of which a license has been granted under these bye-laws;
 - (d) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (e) "Schedule" means Schedule appended to these Bye-laws;
 - (f) "Section" means section of the Regulation; and
 - (g) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for keeping, storing or trading in certain articles in Municipal area: - No person shall, sell, purchase, supply, store, trade in, keep or allow to be kept in or upon any place or premises in the Municipal area following goods except under and in accordance with the conditions of the license granted under these Bye-laws: -
 - (a) any of the articles specified in Schedule A;
 - (b) any of the articles specified in Schedule 'B', exceeding at any point of time the maximum quantity specified opposite such article in the said Schedule;

- (c) any of the articles specified in Schedule 'C' for sale or for purposes other than domestic use;
 - (d) any of the articles specified in Schedule 'D' for any other purposes.
4. Format of license: - (1) The license to be granted under clause (a) of Bye-law 3 shall be in Form 'A'.
- (2) The license to be granted under clause (b) of Bye-law 3 shall be in Form 'B'.
 - (3) The license to be granted under clause (c) of Bye-law 3 shall be in Form 'C'.
 - (4) The license to be granted under clause (d) of Bye-law 3 shall be in Form 'D'.
5. Procedure for obtaining license: - (1) An application for obtaining a license and for renewal thereof shall be made to the Municipal Council in Form-'E'.
- (2) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided the plan of the premises, purpose of keeping articles, proof of his identity and the license fee specified under sub- Bye-law (3) has been deposited, he may issue a license for a period of 5 years in a Form specified under Bye-law 4
 - (3) A license fee per annum as mentioned in schedule year by way of demand draft/online payment/e-payment, in favor of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1).
 - (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee has violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (5), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case to authorize the person to continue with the trade, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (12) The fee for a duplicate license shall be rupees one hundred.
 - (13) The license issued under sub-Bye-law (11) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (17) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.

6. Inspection of place of trade: - (1) The licensee shall keep the licensed premises open at all times, during business hours for inspection by the Chief Officer or Health Officer or Municipal Inspector or Sub-Inspector or any officer duly authorized in this behalf by Chief Officer.
(2) The licensee shall provide to the inspecting Officer every facility for inspection so as to ascertain that he is abiding by all the requirements of the provisions of these bye-laws.
7. License not transferable: - (1) The license issued under Bye-law 4 shall not be transferable except with the previous permission in writing of the Chief Officer.
(2) Where the licensee decide to vacate or give up possession of the licensed premises or wind up the business during continuation of the license period, he shall, before vacating the place or premises inform the Chief Officer about to do so.
8. Closer of licensed premises: - The licensed premises, trade, process or operation shall be liable to be closed for violation of the conditions of the license or for any other reasons specified in the Regulation.
9. Maintenance of stock-register: - The licensee shall maintain and keep in the licensed premises a stock-register of the licensed articles in Form 'F' and keep it up-to-date and produce the same for verification and inspection as and when required.
10. License for existing business: - Any person, owner, occupier or the Manager of any place or premises used for selling, purchase, supply, store, trade or used for keeping any of the articles specified in Schedules shall, within ninety days of the date on which these Bye-laws come into force, make an application in Form 'E' to the Chief Officer for a license in respect of such premises and articles.
11. Articles specified in Schedules not to be kept near residential area: - The premises intended to be used for keeping any of the articles and purposes specified in Schedules 'A', 'B', 'C' and 'D' shall not be stored, kept, sold or dealt with within a radius of 452 meters, 374, 274 meters and 182 meters respectively from the residential premises.
12. Conditions of licenses: - Licenses under these Bye-laws regarding articles specified in Schedules shall be granted subject to the following conditions, namely:-
 - (a) the license shall not absolve the licensee from the obligations arising out of any other law for the time being in force and breach of any legal regulation for the time being in force shall be treated as a breach of license conditions.
 - (b) the licensee shall not keep or store articles in excess of the limits of the quantities mentioned in the license;
 - (c) the licensee shall store, sell, or keep the articles only in rooms, godown, shed, structure or open space of the premises mentioned in the license;
 - (d) the licensee shall exhibit the written notice, if any, requiring him to take measures specified therein for the prevention of nuisance or danger from the trade, occupation or article in a conspicuous part of the licensed premises and shall produce the same for inspection whenever required by the Chief Officer or any other Officer duly authorized in this behalf;
 - (e) the license shall be suspended or revoked where the Chief Officer is satisfied that it has been secured through representation or fraud or any of its condition is infringed or evaded or the licensee is convicted for infringement of any of the provisions of the Regulation or rules or Bye-laws made there under;
 - (f) a notice or intimation about suspension or revocation of license duly signed by the Chief Officer sent to the licensee by post or delivered in person or affixed on the licensed premises or sent on email shall be effective from the date specified in the notice or intimation and in the absence of such period, from the date of its issue;

- (g) the Chief Officer or any other Officer duly authorized in this behalf shall have the right to enter and inspect any premises used for keeping articles mentioned in the license to inspect goods, vessels or vehicles;
 - (h) the licensee shall provide and at all times maintain in working order all fire fighting equipments and take fire precautionary measures;
 - (i) the licensee shall not absent himself from the licensed premises for more than fourteen days consecutively unless he has nominated in the license some other person to carry on the trade or business in his absence;
 - (j) the licensee shall not use or allow to be used any portion of the licensed premises for the purpose of human habitation or cooking and no fire or naked flare be lighted or allowed to be lighted therein;
 - (k) the licensed premises shall not be used for the purposes, or for keeping any articles, other than those specified in the license;
 - (l) the licensee shall not keep or allow to be kept in the premises any article other than specified in the license unless he has mentioned these articles in application.
 - (m) the licensee shall not carry on or allow to be carried on any manufacture, or operation or trade process in any place outside the licensed premises or on public street;
 - (n) the licensee shall not carry on or cause or permit to be carried on any process of manufacture of the same in any room or enclosure in which such articles are stored;
 - (o) all exits of the licensed premises shall be kept clear of obstructions at all times;
 - (p) the licensee shall make its employees, staff etc. wear such safety gears equipment or apparatus as may be duly prescribed by Chief Officer or any of the law for the time being in force.
 - (q) the licensee shall not smoke or permit to smoke or do or permit to be done in the said licensed premises any act which may cause fire or otherwise endanger public safety;
 - (r) the licensee shall not make any structural alteration or addition in the licensed premises, unless he has obtained permission in writing from Chief Officer, or any other officer duly authorized.
 - (s) the licensee shall not use any part of the licensed premises for storing or keeping unserviceable articles;
 - (t) the licensee shall put up a board outside licensed premises on a conspicuous part, indicating therein the nature of the articles kept or the trade, process or operation carried on, the Municipal license number, name and local address of the owner, occupier, Manager or person in charge of the premises, trade, process or operation;
 - (u) the licensee shall provide properly labeled closed receptacles for entire stock of articles;
 - (v) the licensee shall provide a water connection within the licensed premises.
 - (w) Condition regarding safety gears for employees may be included.
- 13.** Additional conditions for manufacturer of lac and snuff: - Licenses for manufacturing snuff, lac and shellac shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the premises shall not abut immediately on any public lane or street or any place of public resort;
 - (b) the premises or part thereof shall not be constructed out of inflammable material;
 - (c) premises shall have provision for free ventilation and light;
 - (d) furnace of fire places shall be so constructed as to enable all smoke, fumes, vapours, dust or other impurities or offensive gases to be carried away into the external air by chimneys or outlets sufficiently high as not to be a nuisance to the neighbor-hood;
 - (e) the licensee shall provide in the premises receptacles for spitting.
- 14.** Additional conditions for manufacturer of bricks, pottery and lime: - Licenses for manufacturing bricks, pottery and lime shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall maintain all appliances in such manner so as to prevent any injury to any workman, nuisance and annoyance to the neighbor-hood and to the public;

- (b) the licensee shall not make any excavation in any part of premises for removing earth or clay for making bricks, tiles, pottery or lime or for any other purpose;
- (c) the licensee shall not place or throw any cinder, ash, brick, stone, rubbish, dust, filth or other substances into any river, stream, watercourse, well, tank, street, or any other place so as to cause mischief or annoyance to the public;
- (d) the licensee shall not light the kiln except between the hours of 10 a.m. and 2 p.m.;
- (e) the licensee shall provide a water pipe in the premises within 15.24 meters of the kiln.

15. Additional conditions for manufacturer of soap, candle, glue or melting sulphur: - Licenses for boiling or storing offal, blood, bones, melting tallow or sulphur, soap and candle making, preparing camphor, catgut, fat or glue shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall collect and deposit all refuse, fragments of animals or other substances in non-absorbent and impervious receptacles with tight fitting covers;
- (b) the licensee shall remove all such refuse, fragments of animals or other substances from the premises at least once in every twenty four hours and deposit the same in Municipal receptacle;
- (c) the licensee shall cleanse the interior and exterior of each boiling pan, cask, tank, vat, pan, trough, bench, table, tub, vessel, utensil or other receptacle upon licensed premises at least once at the close of every working day and prevent any accumulation of filth in or upon such cask, tank, vat, pan, trough, bench, table, tub, vessel, utensil or other receptacle;
- (d) the licensee shall keep, all materials which are not required for immediate use in trade or process, in such manner and in such situation as to prevent the emission of any noxious or injurious effluvia there from;
- (e) the licensee shall maintain at all time appliances provided for rendering innocuous gas, vapour, fumes or dust emitted during any trade process either from the articles operated upon or from the contents of any cask, tank, vat, pan, trough or other receptacle upon such premises;
- (f) the licensee shall cause every part of the internal surface of the wall of every building and every floor and pavement upon such premises to be kept at all times in good order and repair so as to prevent the absorption therein of any liquid filth or refuse or any noxious or injurious matter which may be splashed or may fall thereon;
- (g) the licensee shall provide means of drainage upon or in connection with such premises and cause the same to be maintained at all times in good order and efficient action;
- (h) the licensee shall cause liquid refuse before it is discharged into a public drain to be cooled in such manner as to prevent the emission of noxious or injurious effluvia therefrom;
- (i) the licensee shall not let or cause to be let into a public drain any greasy or oily substance;
- (j) the licensee shall adopt practical means for the prevention of all nuisance by the smoke from any chimney or other place connected with such premises;
- (k) the licensee shall at all times adopt and cause to be maintained in good order and efficient action upon such premises all such means and appliances for the purpose of preventing any injury to any person employed therein, or preventing, abating or minimizing any nuisance or annoyance to the neighborhood or to the public;
- (l) the licensee shall not keep any dog, cattle or other animals in or in any part of the premises.

16. Additional conditions for manufacturer of gun-powder, matches, chlorate mixture: - Licenses for manufacturing or preparing fire-works, gun-powder, matches, sulphur, saltpeter, chlorate mixture, fulminate of mercury, guncotton, nitro-glycerin, nitro-compound, nitro-mixture or gas shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall not use any premises for any of the purposes mentioned above unless the same is constructed of masonry and non-inflammable material;
- (b) the flooring of such premises shall be paved or made impervious and properly drained and kept at all times in good order and repair;
- (c) the licensee shall maintain at all time appliances provided for rendering innocuous gas, vapour, fumes, dust or other impurities arising from any source during any trade process in such premises;
- (d) the licensee shall provide in such premises means and appliances to combat any outbreak of fire;
- (e) the licensee shall not smoke, light any fire or use naked light in the premises;
- (f) the licensee shall adopt and maintain means and appliances for preventing any injury to any workman employed therein or preventing, abating or minimizing any nuisance or annoyance to the neighborhood or to the public;
- (g) the licensee shall provide in such premises means of escape in case of outbreak of fire;
- (h) the licensee shall not take or permit any person to take his meals in such premises;
- (i) the licensee and other persons entering such premises shall not carry on his person any matches or other lighting appliance.

17. Additional conditions for manufacturer of hides, skin, leather or leather goods: - Licenses for manufacturing or preparing hides, skin, leather or leather goods shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall keep all hair, fleshing and refuse fragments of skin, scraps of animals and other substances detached from any hide or butt in water-tight non-absorbent and covered receptacles and remove them at least once in every four hours;
- (b) the licensee shall cleanse beam, table, bench, knife, hammer or other implement or apparatus used upon such premises for the purpose of un-hairing fleshing, rounding scudding, or stalling any hide or butt or in any other process of his trade and prevent any accumulation of filth or refuse upon such apparatus;
- (c) the licensee shall deposit all waste lime which has been taken out of any pit in vessel or receptacle or in a properly constructed cart, vessel, or carriage and remove them at least once in every four hours;
- (d) the licensee shall cover such filled or loaded vessel, receptacle, cart or carriage in such manner as to prevent the emission of noxious or injurious effluvia from the contents thereof;
- (e) the licensee shall cause removed all filth which has been splashed upon any part of the internal surface of walls by scraping or by scrubbing with fresh lime or by other effectual means at least once a week;
- (f) the licensee shall keep every part of the internal surface of walls, ceiling, floor and pavement all times in good order and repair so as to prevent the absorption therein or percolation therefrom of any liquid filth or refuse or any noxious or injurious substance which may be splashed or deposited thereon;
- (g) the licensee shall provide and maintain means of drainage within the premises.

18. Additional conditions for dying licensee: - Licenses for dying shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall keep all materials which are not required for immediate use in such manner and in such situation as to prevent the emission of noxious or injurious effluvia therefrom;
- (b) the licensee shall maintain all such means and appliances as are necessary for rendering innocuous gas, vapour, fumes, dust or other impurities emitted during any trade process either from the articles operated upon or from the contents of any cask, tank, vat, pan, trough, vessel or utensil or other receptacle upon such premises;

- (c) the licensee shall keep walls, floor or pavement of such premises at all times in good order and repair so as to prevent the absorption of any liquid filth or refuse or any noxious or injurious substance which may fall or be deposited thereon;
- (d) the licensee shall keep the drying ground and all ground surface of licensed premises to be smooth and free from hollows or inequalities so as to prevent any accumulation thereon of any liquid filth or refuse;
- (e) the licensee shall provide and maintain drainage in the premises and dispose of coloured refuse;
- (f) the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin;
- (g) the licensee shall not permit any stagnation of water in any unused dye pots or receptacles in the premises.

19. Additional conditions for manufacturer of cotton-refuse, hoofs, turpentine, and resin: - Licenses for washing or drying wool or hair, manufacturing or processing cotton, cotton seed, cotton-refuse, horns, hoofs, rags, pitch, tar, turpentine, hemp, flax cocoanut-fibers, jute, resin and spirit shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall keep all materials which are not required for immediate use in such manner and in such situation as to prevent the emission of noxious or injurious effluvia therefrom;
- (b) the licensee shall maintain all such means and appliances as are necessary for rendering innocuous gas, vapour, fumes, dust or other impurities emitted during any trade process either from the articles operated upon or from the contents of any cask, tank, vat, pan, trough, vessel or utensil or other receptacle upon such premises;
- (c) the licensee shall keep walls, floor or pavement of such premises at all times in good order and repair so as to prevent the absorption of any liquid filth or refuse or any noxious or injurious substance which may fall or be deposited thereon;
- (d) the licensee shall provide and maintain drainage in the premises and dispose of coloured refuse;
- (e) the licensee shall adopt and maintain means and appliances for preventing any injury to any workman employed therein or preventing, abating or minimizing any nuisance or annoyance to the neighborhood or public or for combating any outbreak of fire;
- (f) the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin;
- (g) the licensee shall not keep any dog, cattle or other animal in the premises;
- (h) the licensee shall not smoke, light fire and naked light in the premises;
- (i) the licensee or any other person shall not enter the licensed premises carry on his person any matches or other lighting appliances.

20. Additional conditions for oil boiling or oil extracting_licensee: - Licenses for oil boiling or oil extracting_shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin;
- (b) the licensee shall keep all materials which are not required for immediate use in such manner and in such situation as to prevent any nuisance arising therefrom;
- (c) the licensee shall provide and maintain drainage in the premises;
- (d) the licensee shall adopt means to prevent nuisance by smoke or other effluvia from any chimney or other place connected with the licensed premises;
- (e) the licensee shall cause the surroundings of licensed premises to be paved or metalled;
- (f) the licensee shall keep animals connected with oil boiling or oil extracting in tiled, paved and drained rooms or shed;

- (g) the licensee shall adopt measures to prevent nuisance caused by noise from the premises;
 - (h) the licensee shall not carry out any work before six hours in the morning and after nineteen hours in the evening.
- 21.** Additional conditions for tanning licensee: - Licenses for tanning shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall provide tanning vat with a well fitted lid;
 - (b) the licensee shall cause removed refuse from tanning vat in closed vessel to a Municipal night soil depot with precautions against emission of offensive smell therefrom on the way;
 - (c) the licensee shall cover all hides spread out for drying between sunset and sunrise with grass or straw or such other material as may prevent the emission of stench therefrom;
 - (d) the licensee shall not keep any tanned hides except in a shed open at least on one side and surrounded by air-tight wall of minimum two meters in height and minimum three meters distance from the open sides of the shed, with no buildings intervening.
- 22.** Additional conditions for licensee manufacturing or preparing dyes: - Licenses for manufacturing or preparing dyes shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall keep all materials which are not required for immediate use in such manner and in such situation as to prevent the emission of noxious or injurious effluvia therefrom;
 - (b) the licensee shall adopt means of rendering innocuous vapour emitted during any process either from the articles operated upon or from the contents of any cask, tank, vat, pan or other receptacles in the premises;
 - (c) the licensee shall at the close of every working day cause the premises thoroughly cleansed;
 - (d) the licensee shall keep walls, floor and pavement of the premises at all times in good order and repair so as to prevent the absorption of any liquid filth or refuse or any noxious or injurious substance which may fall or be deposited thereon;
 - (e) the licensee shall keep drying ground and ground surface of the premises smooth and free from hollows or unlevelling so as to prevent any accumulation of liquid filth or refuse;
 - (f) the licensee shall provide and maintain drainage in the premises;
 - (g) the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin.
- 23.** Additional conditions for guiding or electro-plating licensee: - Licenses for guiding or electro-plating shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall clean licensed premises at least twice in every twenty-four hours and prevent accumulation of filth or refuse therein;
 - (b) the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin.
the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin;
 - (c) the licensee shall provide and maintain means of ventilation so as to permit the escape of gas, vapour, fumes, dust, or other impurities produced or generated in the premises;
 - (d) the licensee shall provide and maintain means and appliances as are necessary for rendering innocuous gas, vapour, fumes, dust or other impurities emitted during trade process;

- (e) the licensee shall provide and maintain drains within the premises;
 - (f) the licensee shall adopt and maintain appliances as may be required for the prevention of inhalation of dust, dirt, gas, vapour, fumes or other impurities and for preventing any injury to any person employed therein or preventing, abating or minimizing any nuisance or annoyance to the neighborhood or to the public;
 - (g) no such premises shall open into or on any thoroughfare or place of public resort.
- 24.** Additional conditions for power-loom licensee: - Licenses for power-loom shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) premises used for conducting power-loom trade shall be constructed of masonry or any other durable materials and no part thereof shall be constructed of inflammable materials;
 - (b) the licensee shall cause the flooring or every part of such premises to be paved or otherwise made impervious and drained and such flooring shall be kept at all times in good order and repair;
 - (c) the licensee shall adopt measure to prevent any nuisance caused by noise from such power-looms;
 - (d) no power-looms shall be worked before six hours and after twenty-two hours;
 - (e) the licensee shall not do or allow to be done in the premises any negligent act which may cause fire or otherwise endanger public safety;
 - (f) the licensee shall adopt and maintain means and appliances for preventing any injury to any workman employed therein or preventing, abating or minimizing any nuisance or annoyance to the neighborhood or to the public;
 - (g) the licensee shall collect and deposit refuse in air-tight non-absorbent covered receptacles and remove the same from the premises at least twice in every twenty-four hours and deposit in the Municipal dust-bin.
- 25.** Additional conditions for licensee marking bidis: - Licenses for marking bidis shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) bidi making premises shall be constructed of masonry and non-inflammable materials;
 - (b) the licensee shall provide separate accommodation for keeping of bidis leaves, manufacture or making of bidies; and keeping of biddies;
 - (c) walls, floor and drains of licensed premises shall be paved or rendered impervious and at all times kept in good order and repair;
 - (d) the licensee shall provide covered receptacles for the deposit of refuse substances and such receptacles shall be emptied and thoroughly cleaned at least twice in every twenty-four hours;
 - (e) the licensee or any other person shall not smoke, light fire or use naked lights on such premises;
 - (f) the licensee shall suspend the business on the occurrence of any loathsome, infectious, contagious or dangerous disease in such premises and resume the business process only when such premises are completely free from diseases or infection or contagious, as the case may be;
 - (g) where the licensee has become a leper or suffers from an open sore or any loathsome, infectious or contagious disease, he shall stop the business and surrender the license;
 - (h) where an employ or worker is suffering from an open sore or any loathsome, infectious or contagious disease, the licensee shall not employ or engage him in carrying on business process and allow to enter any part of such premises;
 - (i) no person shall spit in or upon such premises except in such receptacles or places as are provided for such purpose.
- 26.** Additional conditions for hair dressing saloon or barber's shop or hamamkhana licensee : - Licenses for hair dressing saloon or barber's shop or hamamkhana shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) licensed premises shall be constructed of masonry and non-inflammable materials;

- (b) walls, floors and drains of licensed premises shall be paved or rendered impervious and at all times kept in good order and repair;
- (c) the licensee shall provide covered receptacles for the deposit of refuse substances and such receptacles shall be emptied and thoroughly cleaned at least twice in every twenty-four hours;
- (d) the licensee shall cause the floor to be swept at least three times a day, in the morning before commencement of the work, at noon and at the close of work;
- (e) the licensee shall provide in such premises a water supply connection from the Municipal mains;
- (f) furniture shall have smooth surface and be washed and cleaned daily and kept free from accumulations of hairs and dust;
- (g) no leper or any person suffering from an open sore or any loathsome, infectious or contagious disease shall carry on the business of a barber or be employed in carrying on such business;
- (h) the licensee, barber or operator in the employment shall wash his hands thoroughly with soap and water before and after serving each customer and dip them for minimum two minutes in some disinfectant;
- (i) scissors, razors and other instruments used for a customer shall be cleaned and dipped for minimum one minute in boiling water or disinfected in a disinfectant;
- (j) shaving mug and brush shall be rinsed in hot water and disinfected in a disinfectant after each occasion they are used;
- (k) at the end of every day, all scissors, razors, brushes, towels and combs used in the process shall be sterilized by immersing in boiling water and disinfected in disinfectant;
- (l) alum or any other similar material used to stop the flow of blood shall be applied only in powder or liquid form;
- (m) no person shall spit in such premises except in receptacles or places provided for the purpose;
- (n) no leper or any person suffering from any visible skin disease, open sore or loathsome, infectious or contagious disease shall be admitted or be served in such premises;
- (o) the licensee and every person employed as a barber in a hair dressing saloon or in hamamkhana shall obtain a medical certificate before commencing the process and every year from the Medical Officer of Municipal or Government Hospital to the effect that he is free from disease or infection of any kind and is fit for working in such business.
- (p) Licensee shall take precautions that hairs shall not be left lying around in premises, and that hairs should not get outside premises, except in duly earmarked dustbins.

27. Additional conditions for dhobi-ghat licensee: - Licenses for dhobi ghat shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall store soiled and washed clothes in separate rooms or places in licensed premises;
- (b) the licensee shall not wash soiled clothing in any source of water supply but the water be drawn from it and applied to the clothing at a distant place;
- (c) the licensee shall provide a water supply connection in such premises;
- (d) the licensee shall provide and maintain drains in the premises;
- (e) the licensee shall provide impervious flooring, washing platform or stand in the premises;
- (f) the licensee shall not knowingly take soiled cloths from a customer having infectious disease without disinfecting them;
- (g) the licensee shall not allow any leper or any one suffering from any open sore or any loathsome, contagious or infectious disease to carry on the business process or employ such person in the process;
- (h) the licensee shall not carry on process on the occurrence of any loathsome, contagious or infectious disease to him;

- (i) the licensee shall resume profession only after he is declared by the Municipal Health Officer to be free from infection;
- (j) the licensee shall report to the Chief Officer all cases of loathsome, contagious or infectious diseases coming to his notice;
- (k) on the occurrence of any loathsome, contagious or infectious disease to him or to someone employed in or visiting his premises, the licensee shall retain all clothes in his possession till the written permission of the Chief Officer.

28. Additional conditions for manufacturer of flour or condiments: - Licenses for manufacturing flour or condiments shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall not use any premises for the purposes of manufacturing flour or condiments unless it is constructed of masonry and non-inflammable materials;
- (b) the licensee shall cause all materials which have been received on such premises and which are not required for immediate use in his process to be kept in sealed bags in such manner as to prevent the emission of noxious or injurious effluvia therefrom;
- (c) walls, floors and drains of licensed premises shall be paved or rendered impervious and at all times kept in good order and repair;
- (d) the licensee shall provide non-absorbent air-tight covered receptacles in the premises for deposit of refuse substances and cause them to be emptied into Municipal dustbin as often as may be necessary and at least twice in every twenty-four hours;
- (e) the licensee shall maintain and keep all trays and other utensils used in the process neat and clean;
- (f) the licensee shall keep flour, grains and condiments in bags on benches, tables or other raised platforms made of impervious material;
- (g) the licensee shall provide every person employed in trade process with a clean apron;
- (h) the licensee shall pack or keep flour, condiments and other articles prepared in such manner as to completely protect them from dust and flies;
- (i) the licensee shall cease to carry on business process on the occurrence of any loathsome, infectious or contagious disease in the premises or in his house or in the house of any person employed in or assisting in such business process; and
- (j) on the outbreak of such disease, the licensee shall not sell any article made or kept or resume business process without written permission of the Chief Officer;
- (k) the licensee shall not keep or allow to enter any dog or cattle in the licensed premises;
- (l) the licensee shall provide guards and fences for shafts and pulleys to avoid accidents;
- (m) the licensee shall keep a standard weighing scale and standard weights;
- (n) no person shall spit in the premises except in such receptacles or places as are provided for the purpose;
- (o) no leper and any person suffering from an open sore or any loathsome, infectious or contagious disease shall carry on the business process;
- (p) the licensee shall not employ a leper or any person suffering from any loathsome, infectious or contagious disease;
- (q) engine of the flour mill shall be fitted with a silencer to pass exhaust thereof.

29. Additional conditions for licensee boiling paddy: - Licenses for boiling paddy shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee shall provide a water connection in licensed premises and cleanse it at least once in every twenty-four hours and prevent any accumulation of filth or refuse therein;
- (b) the licensee shall provide and maintain drainage in such premises;
- (c) the licensee provide receptacles in for soaking paddy;
- (d) the licensee shall cause the flooring to be paved or made impervious and kept at all times in good order and repairs;
- (e) the licensee shall provide a platform or place paved with tiles, slabs or cement for drying paddy and dry paddy on such platform or place only;

- (f) the licensee shall not use or allow to be used for soaking paddy water from any source which is prohibited by the Municipal authorities;
- (g) the licensee shall not soak or allow the soaking of paddy in water earlier used for the same purpose;
- (h) the licensee shall not cause or allow waste of paddy to be retained in any vessel in the premises;
- (i) the licensee shall provide suitable non-absorbent receptacles for deposit of refuse substances and cause it to be disposed of at least twice in every twenty four hours in any public dustbin;
- (j) the licensee shall cease to carry on business process on the occurrence of leprosy or any loathsome, infectious or contagious disease in his or in the house of any person employed in, or assisting him;
- (k) on the occurrence of any such disease, the licensee shall not sell any paddy or rice kept or made in such premises or resume his business process without the written permission of the Chief Officer;
- (l) the licensee shall keep all rice or paddy kept or exposed for sale in covered receptacles or places;
- (m) no leper and person suffering from an open sore or any loathsome, infectious or contagious diseases shall carry on such business;
- (n) no licensee shall employ a leper or any person suffering from any loathsome, infectious or contagious diseases to assist him in carrying on such business;
- (o) no person shall spit in such premises except in receptacles or places provided for the purpose.

30. Additional conditions for rice mill licensee: - Licenses for rice mill shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-

- (a) the licensee cause refuse or other substances to be collected and kept in air-tight non-absorbent covered receptacles;
- (b) the licensee shall cause such refuse to be removed at least twice in every twenty-four hours;
- (c) the licensee shall keep all materials which have been received on the premises and which are not required for immediate use in his process in such a manner as to prevent any nuisance arising therefrom;
- (d) the licensee shall provide and maintain drains in the premises;
- (e) the licensee shall cause the flooring of remises to be paved or made impervious and kept at all times in good order and repair;
- (f) the licensee shall not use any premises for rice mill unless it is constructed of masonry and non-inflammable materials;
- (g) the licensee shall keep appliances so as to prevent injury to any person employed therein or for preventing, abating or minimizing any nuisance or annoyance to the neighborhood or to the public or for combating any outbreak of fire;
- (h) the licensee shall not keep any dog, cattle or other animals in or any part of such premises;
- (i) the licensee shall adopt measures to prevent any nuisance caused by the noise from such rice mill;
- (j) the licensee shall not carry on the process in such rice mill before six hours and after twenty two hours;
- (k) the licensee shall not allow husk to be accumulated on the premises for a period longer than two weeks after the completion of each milling process;
- (l) no leper and person suffering from an open sore or any loathsome, infectious or contagious disease shall carry on the business of rice mill;
- (m) the licensee shall not employ a leper or any person suffering from any loathsome, infectious or contagious disease to assist him in carrying on business process or allow a leper or any such person to enter, or loiter in or on any part of such premises.

31. Additional conditions for licensee of parching grains: - Licenses for parching grains shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall keep minimum three meters distance between the highest point of the fire place and the nearest point of the ceiling of the licensed premises;
 - (b) the roof, walls, doors, windows and floors of the licensed premises shall be of iron, bricks, tiles, plaster or other non-inflammable material and not of wood;
 - (c) the licensee shall keep minimum six meters open space all round furnace;
 - (d) the licensee shall provide in every place to be used for parching grains, smoke out-lets and prevent nuisance by smoke from any chimney or other place connected with such premises;
 - (e) the licensee shall provide a metal bin or metal lined wooden box for keeping coal, coke or charcoal required for parching grains;
 - (f) the licensee shall maintain and cause the flooring of every part of such premises to be paved or otherwise made impervious;
 - (g) the licensee shall not do or allow to be done in such premises any negligent act likely to cause fire or otherwise endanger public safety;
 - (h) the licensee shall not employ any person who is suffering from any infectious or contagious disease to assist him in carrying on such business;
 - (i) the licensee shall keep the licensed premises always in good repairs and in clean and sanitary condition.
32. Additional conditions for licensee of keeping timber or firewood for sale or for purposes other than domestic use: - Licenses for keeping timber or firewood for sale or for purposes other than domestic use shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall stack or pile up timber or fire wood in the licensed premises against a building;
 - (b) the licensee shall not stack timber or firewood in such premises to a height in an open space more than nine meters or in a room or shed to a height more than four-fifth of the actual height of the such room or shed subject to a maximum of six meters;
 - (c) the licensee shall not stack any firewood in such premises within a distance which is less than the actual height of the stack from any shed and within a distance of six meters from any street passage or road;
 - (d) the licensee shall not cover wood stack with cadjan thatch or other inflammable material;
 - (e) no place for keeping any timber shall be situated within the radius of fifteen meters of human habitation;
 - (f) the licensee shall provide enclosures and gates in the premises.
33. Additional conditions for licensee of keeping hay, grass or fodder for sale or purposes other than domestic use: - Licenses for keeping hay, grass or fodder for sale or purposes other than domestic use shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall cover the hay, dry grass or fodder with corrugated iron sheets or other non-inflammable roofing;
 - (b) the licensee shall not stack or heap hay, dry grass, straw or fodder in licensed premises to a height more than nine meters;
 - (c) the licensee shall leave a clear space or passage of minimum two meters in width round each stack or heap;
 - (d) the licensee shall provide always filled water pipe on the spot within fifteen meters of the stack capable of holding two hundred seventy five liters for immediate use in case of emergency;
 - (e) the licensee not stack or keep any material within a radius of twenty-five meters of the premises;
 - (f) the licensee shall provide such premises enclosure and gates.

34. Additional conditions for licensee of keeping kerosene oil (non-dangerous petroleum) for sale or purposes other than domestic use: - Licenses for keeping kerosene oil, (non-dangerous petroleum) for sale or purposes other than domestic use shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) Premises for keeping kerosene oil, (non-dangerous petroleum) for sale or purposes other than domestic use shall be constructed of masonry and non-inflammable materials;
 - (b) the licensee shall at all times keep such premises neat and clean;
 - (c) the licensee shall not do or allow to do in such premises any negligent act likely to cause fire or endanger public safety;
 - (d) the licensee shall not keep in the premises kerosene oil more than the quantity specified in the license;
 - (e) the licensee shall keep minimum three meters open space all round such premises;
 - (f) the Kerosene oil having flashing point below 150°F shall be kept in receptacle exceeding one thousand liters in capacity and in quantity not exceeding twenty five thousand liters;
 - (g) non-dangerous petroleum (diesel oil and similar products) having flashing point below 150°F shall be kept in receptacle tank exceeding four thousand five hundred liters in capacity and the quantity not exceeding fifty thousand liters;
 - (h) the licensee shall keep Kerosene oil and such other products in covered receptacle and not exposed in open tins or vessels;
 - (i) the licensee shall not keep tins, drums or vessels out side premises or on the public road or street whether they are filled with Kerosene oil or such products or not;
 - (j) where any leakage is observed in a vessel containing Kerosene oil and similar products, shall be immediately emptied and substituted by other good vessel.
35. Additional conditions for licensee of keeping hides and skins for sale or purposes other than domestic use: - Licenses for keeping hides and skins for sale or purposes other than domestic use shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) the licensee shall cover hides spread out for drying between sunset and sunrise with grass or straw or such other materials as may prevent the emission of stench therefrom;
 - (b) the licensee shall store tanned hides in a shed open on at least one side and surrounded by minimum two meters high wall and at least three meters away from the open sides of the shed, with no building intervening.
36. Additional conditions for licensee of keeping bones for sale or purposes other than domestic use: - Licenses for keeping bones for sale or purposes other than domestic use shall, in addition to the conditions specified in Bye-law 12, dispose of bones as to make it impossible for them to become wet through rain or other cause.
37. Additional conditions for licensee keeping celluloid or celluloid goods or cinematograph films: - Licenses for keeping celluloid or celluloid goods or cinematograph films shall, in addition to the conditions specified in Bye-law 12, be granted subject to the following conditions, namely:-
- (a) no portion of the licensed premises shall be used or allowed to be used for dwelling purposes;
 - (b) celluloid or celluloid goods and cinematograph films shall not be kept in godowns or shops the upper floors of which are used for dwelling purposes;
 - (c) celluloid or celluloid goods and cinematograph films shall be kept in securely closed fire proof receptacles;
 - (d) the store or room for celluloid or celluloid goods and cinematograph films shall be made of non-inflammable or fire-proof material;
 - (e) there shall be no fire place in a store or room of celluloid or celluloid goods and cinematograph films;
 - (f) no fire or flame or substance liable to ignite celluloid or celluloid goods and cinematograph films shall be allowed in such store or room;

- (g) no electric or other appliance likely to produce an exposed spark shall be allowed in such store;
- (h) no waste celluloid or celluloid goods and cinematograph films shall be allowed to accumulate on the floor collected at frequent intervals and placed in a strong metal receptacle with hinged lid;
- (i) the licensee shall provide fire extinguishing instruments in the premises.
38. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 282 of the Regulation.
39. License fee of Rs. 250 per annum shall be imposed on professions mentioned in schedule (E) in Municipal area in the UT of Dadra & Nagar Haveli.
40. The person(s) who do not obtain requires license for conduct of his/her business, trade profession and provide services in the Municipal area shall be panelized with 10% of license fee in addition to annual license fee prescribed for that license and in case of continuing default with further fine which may extend to 1% of license fee for every day after the 1st during which such default continues; and in event of ignoring the instructions of the Chief Officer, the Electricity and Water Pipe connection shall be cut off without further notice.
41. The aggrieved person(s) may appeal to the Municipal Council within 30 days of such action specified in Bye-Laws-40 and Municipal Council may after giving reasonable opportunity for hearing, to the aggrieved person decide the matter on merit and allow to restored the facilities and continued the business /trade/profession and service on recovering of outstanding dues from the defaulters.
42. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license.

Schedule 'A'

(See clause (a) of Bye-law 3)

Articles which shall not be kept in or upon any premises without a license.

Sr.no	Name of Article	Annual fee (Rs.)
1.	Dynamite	20000/-
2.	Blasting Powder	13000/-
3.	Fulminate of mercury	13000/-
4.	Gun-cotton or gun powder	13000/-
5.	Nitro-glycerin	13000/-
6.	Phosphorus	20000/-

Schedule 'B'

(See clause (b) of Bye-law 3)

Articles which shall not be kept in quantity exceeding under column-2 in or upon any premises without a license.

Sr.no	Name of article	Maximum Qty. which may be kept at any one time without license	Annual fee
1	2	3	4
1.	Bamboos	500 kg	2000/-
2.	Bidi leaves	50 kg	2000/-
3.	Camphor / celluloid	2 kg	2000/-
4.	Celluloid goods	25 kg	2000/-
5.	Cinematograph film	1 kg	5000/-
6.	Copra	50 kg	2000/-

7.	Cotton refuse and waste	50 kg	2000/-
8.	Cotton Seed	200 kg	2000/-
9.	Dry leaves(patravali etc)	25 kg	1000/-
10.	Fish (dried)	500 kg	1000/-
11.	Gun-powder	500 kg	5000/-
12.	Matches for lighting	1 Gross boxes	1000/-
13.	Mythylated spirit and Denatured Spirit	5 liters	3000/-
14.	Paints	50 kg	3000/-
15.	Petroleum as defined in the Petroleum Act, 1934	25 liters	
	a) Kerosene		10000/-
	b) Petrol / Diesel/LPG Gas		50000/-
16.	Oil (other sorts)	25 liters	10000/-
17.	Oil seeds other than Cotton seeds	500 kg	10000/-
18.	Oil paper (Waste) including Newspapers, periodicals, Magazines etc.	50 kg	2000/-
19.	Rags	500 kg	2000/-
20.	Sulphur	2 kg	5000/-
21.	Tar,Pitch,Dammer or Bitumen	5 kg	5000/-
22.	Turpentine	5 liters	5000/-
23.	Varnish	10 liters	2000/-
24.	Wool(raw)	50 kg	2000/-

Schedule 'C'

(See clause (c) of Bye-law 3)

Articles which shall not be kept without license in or upon any premises for sale or for purposes other than domestic use.

Sr.no.	Name of article	Annual fee(in Rs.)
1	2	3
1	Bones	2000/-
2	Coconut fibre	1000/-
3	Charcoal	500/-
4	Coal	5,000/-
5	Coke	5,000/-
6	Fat	1000/-
7	Firewood	1000/-
8	Fireworks	500/-
9	Grass (Dry)	1,000/-
10	Gunny bags	2,000/-
11	Hair	1,000/-
12	Hay and Fodder	1,000/-
13	Hemp	2,000/-
14	Hessian Cloth (Gunny bag cloth)	1,000/-
15	Hides (dried)	2,000/-
16	Hides (raw)	5,000/-
17	Hoofs	1,000/-
18	Horns	1,000/-
19	Khokhas or Wooden boxes or barrels (Manufacturing and storing)	5,000/-
20	Skins	5,000/-
21	Timber	5,000/-

Schedule 'D'

(See clause (d) of Bye-law 3)

Purposes for which any premises shall not be used without a license.

Sr.No	Name of article	Annual Fee (Rs.)
1	2	3
1	For boiling or storing offal, blood, Bones or rags	1000
2	For salting, curing or storing fish	500
3	For Tanning	500
4	For the manufacture of leather or leather goods	5000
5	For dyeing	5000
6	For melting tallow or sulphur	2500
7	For washing or drying wool or hair	1000
8	For manufacturing or preparing, by any Process whatever, bricks, pottery or Lime, lites	500
9	For soap making	500
10	For oil boiling or oil extracting	2000
11	As a manufactory of sago	2000
12	As a distillery	10000
13	As a manufactory of snuff	500
14	For manufacturing of fire works	5000
15	As a hair dressing saloon or a Barber's shop or hamamkhana	200
16	For manufacturing lac or shellack	1000
17	For manufacturing tiles	3000
18	For preparing camphor	1000
19	For manufacturing fat	2000
20	For preparing catgut	1000
21	For preparing candies	1000
22	For making glue	1000
23	For manufacturing gun powder or Gun cotton	5000
24	For preparing matches	1000
25	For manufacturing salt petre	1000
26	For manufacturing chlorate mixture	2000
27	For manufacturing fulminate of mercury	5000
28	For manufacturing nitro-glycerin	5000
29	For manufacturing nitro-compound	5000
30	For manufacturing nitro mixture	5000
31	For manufacturing gas	5000
32	For manufacturing cotton seed	5000
33	For manufacturing cotton refuse	2000
34	For manufacturing horns	1000
35	For manufacturing hoofs	1000
36	For manufacturing pitch	3000
37	For manufacturing tar	3000
38	For manufacturing turpentine	3000
39	For manufacturing hemp	1000
40	For manufacturing flex	5000
41	For manufacturing coconut fiber	1000
42	For manufacturing jute	5000
43	For manufacturing resin	5000
44	For manufacturing spirit	5000
45	For manufacturing dyes	5000
46	For guiding or electro plating	5000
47	For power loom	5000

48	For making bidies	5000
49	As Dhobi Ghat	200
50	For manufacturing flour or condiments	5000
51	For boiling paddy	2000
52	As rice milli	2000
53	For Parching grains	2000

Schedule 'E'
(See clause (d) of Bye-law 3)
Professions

Sr. No.	Name of article
1.	Medical Doctor
2.	Vertinary Doctor
3.	Architect
4.	Engineers
5.	Consultants
6.	Lawyer
7.	Chartered Accountant
8.	Cost Accountant

.....Municipal Council
Form 'A'
(See sub-Bye-law (1) of Bye-law 4)

License is hereby granted to _____ for keeping in or upon the premises _____ in ward No. _____ the* _____ on payment of a fee of Rupees _____ per annum subject to the conditions of the Bye-law made under sections 263 and 264 of the Regulation so far as they are applicable to the said article and the conditions printed on the reverse. The bye-laws in question are available for sale in the Municipal Office and are available for download on council's website.

The license shall remain in force for the year ending on the2017

Date: _____ Chief Officer,
_____ Municipal Council

* Here enter the name of the articles mentioned in Schedule VIII of the Regulation for which application for license is made.

If the license is to be renewed the application for such renewal shall be made before the end of February of the year in which it is due to expire.

License renewed from _____ to _____ on payment of a fee of Rs. _____

Date: _____ Chief Officer,
_____ Municipal Council

.....Municipal Council
Form B
(See sub-Bye-law (2) of Bye-law 4)

License is hereby granted to _____ for keeping in or upon the premises ____ in Ward No. _____ the below mentioned articles in column I of the Table, exceeding at any one time the quantities specified opposite thereto,

Name of the Article	Annual Fee
1	2

on payment of a fee of rupees ____ per annum subject to the conditions of the Bye-laws made under sections 263 and 264 of the Regulation in so far as they are applicable to the said article and the conditions printed on the reverse. The bye-laws in question are available for sale in the Municipal Officer and are available for download on council's website.

The license shall remain in force for the year ending on the 31st March, 200.....

Date _____ - _____ Chief Officer,
_____ Municipal Council

*Here enter the name of the article mentioned in Part I of Schedule VIII of the Act, for which application for license is made and quantities given in the schedule against that article.

If the license is to be renewed the application for such renewal shall be made before the end of February of the year in which it is due to expire.

License renewed from _____ to _____ on payment of a fee of Rs. _____

Date _____ Chief Officer,
_____ Municipal Council

.....Municipal Council
Form 'C'
(See sub-Bye-law (3) of Bye-law 4)

License is hereby granted to _____ for keeping or allowing to be kept in or upon the premises _____ in ward No. _____ for sale or for purposes other than domestic use * _____ on payment of a fee of Rupees _____ per annum subject to the conditions of the Bye-laws made under sections 263 and 264 of the Regulation in so far as they are applicable to the said article, and the conditions printed on the reverse. The bye-laws in question are available for sale in the Municipal Office and are available for download on council's website.

The license shall remain in force for the financial year ending on the 31st March 2017...

Date _____ Chief Officer,
_____ Municipal Council

* Here enter the name of the article mentioned in Part II of the Act for which application for license is made.

If the license is to be renewed the application for such renewal shall be made before the end of February of the year in which it is due to expire.

License renewed from _____ to _____ on payment of a fee of _____

Rs. _____

Date _____

Chief Officer,

.....Municipal Council
Form 'D'
(See sub-Bye-law (4) of Bye-law 4)

License is hereby granted to _____ for the use of the premises _____ in ward No. _____ for the purpose of _____ on payment of a fee of Rupee s _____ per annum subject to the conditions of the Bye-laws made under sections 263 and 264 of the Regulation

in so far as they are applicable to the said article and the conditions printed on the reverse. The bye-laws in question are available for sale in the Municipal Officer are available for download on council's website

The license shall remain in force for the year ending on the2017

Date _____

Chief Officer,
_____ Municipal Council

* Here specify the purpose mentioned in Schedule VII of the Act for which an application for license is made.

If the license is to be renewed the application for such renewal shall be made before the end of February of the year in which it is due to expire.

License renewed from _____ to _____ on payment of a fee of Rs. _____

Date _____

Chief Officer,

.....Municipal Council
Form 'E'
 (See sub-Bye-law (1) of Bye-law 5)
 Form of application for license /Renewal of license

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

.....Municipal Council
Form 'F'
 (See Bye-law 9)
Form of Stock Register

Date	Name of the Article Licensed	Opening balance in term of quantity	Sales and receipt during in terms of quantity	Closing balance in terms of quantity

**Collector/Director (MA)
 Dadra & Nagar Haveli,
 Silvassa**

Silvassa
 Dated /07/2017

..... *****

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/02/2017

The following draft Bye-Laws, subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with Section 150 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said bye-laws will be taken into consideration of the expiry on a period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra & Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period, shall be considered by the Council

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) and (2) of Section 301 read with Section 150 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Byelaws; by powers vested in as Collector/Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely:-

1. Short title and commencement. (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Notice Fees and Warrant Fees Bye-laws, 2017**.
(2) They shall come in to force from the date of their publication in the Official Gazette.
2. Notice fees: - For every notice of demand issued under section 142 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the following fees shall be charged:-
 - (i) When the amount demanded does not exceed rupees One Thousand. Nil
 - (ii) When the amount demanded exceeds Rs.1000/- and above Notice fee charge @ Rs.10 for every Rs.1000 /- or part thereof.
3. Warrant fees: - For every warrant issued under section 143 or distress or attachment made under section 146 there shall be levied a fee as specified under bye-law 2.
4. Charges for maintenance of live stock: - The charges for maintaining the live stock seized under section 146 shall be levied at the following rates:-
 - (i) For every camel, buffalo, bull, bullock, horse, mare, gelding, pony or cow Rs. 200/- per day or part thereof
 - (ii) For every colt, filly, calf, heifer or ass..... Rs. 100/- per day or part thereof
 - (iii) For every ram, ewe, sheep, lamb, goat or kid.... Rs.50/- per day or part thereof
 - (iv) When the maintenance cost increases the rate shall be levied accordingly.

Collector/Director (MA)
Dadra & Nagar Haveli,
Silvassa

Silvassa
Dated /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory
Urban Development Department

Notification

No.DNH/SMC/BYE LAWS/03/2017

The following draft Bye-Laws, subject to the previous sanction of the government the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with clause (iii) of sections 250 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said bye-laws will be taken into consideration on the expiry of period of 15 days from the date of publications of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra & Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra & Nagar Haveli within aforesaid period shall be considered by the Council

Draft Bye-Laws

In exercise of the powers conferred by sub-section (1) & (2) of Section 301 read with Sections 250 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; by powers vested in as Collector/Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely.

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Sale of Animals and Birds Intended for Human Food Bye-laws, 2017.**
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. No supply, sale and purchase without license: - (1) No person shall make sale, purchase, supply, store or trade in animals and birds intended for human food in any place or cart with in the Municipal area without obtaining a license from Municipal Council.
 - (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (2) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.
 - (4) A license fee per annum as mentioned in schedule per year by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (2).
 - (5) Where the licensee has violated any condition of the license, the Chief Officer or any other officer specially authorized by him in this behalf may suspend the license for

such period, not exceeding thirty days in the case of first violation, as he may deem proper.

- (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the trade, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall require him to do so.
 - (11) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Standing Committee within thirty days of the receipt of the order of such refusal.
 - (12) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (13) The fee for a duplicate license shall be rupees five hundred.
 - (14) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (15) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (16) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (17) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (18) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decide.
4. Inspection of place of trade: - (1) The licensee shall keep the licensed premises open at all times, between the hours of sunrise and sunset and during business hours for inspection by the Chief Officer or Health Officer or Municipal Inspector or Sub-Inspector or any officer duly authorized in this behalf by Chief Officer.
- (2) The licensee shall provide to the inspecting Officer every facility for inspection so as to ascertain that he is abiding by all the requirements of the provisions of these bye-laws.
5. License not transferable: - The license issued under sub-Bye-law (3) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
6. Prohibition for keeping refuse: - (1) No licensee shall keep or accumulate or cause to keep or accumulate in and around the premises for which the license has been issued under these Bye-laws any dung, urine, manure, filth, sweepings or refuse.
- (2) The licensee shall ensure that animals and birds do not pollute the water used for potable or other domestic purposes.
7. Provision for closed receptacle: - The licensee shall provide in the premises a proper and closed receptacle at ground level to the satisfaction of the Council for collecting dung, manure, soil, filth, urine, or other offensive or noxious matter of such animals.

8. Maintenance of receptacle: - The licensee shall make such receptacle of such material and keep and maintain it in such manner so as to prevent any escape of the contents thereof or any soakage there from into the ground or into the wall of any building.
9. Cleanliness of premises: - (1) The licensee shall keep the premises clean and flush it twice in a day during morning time and evening time.
(2) The dung, manure, soil, filth, urine or other offensive or noxious matter produced in or upon the said place or deposited in the receptacles shall be removed immediately and deposited in such place as the Municipal Council may from time to time direct.
10. Sloping floor of stable: - (1) The floor used or to be used for keeping animals and birds shall be paved and sloped so as to prevent soakage of urine or other sort of filth in the ground and communicate with the receptacle or urine by a drain.
(2) In such stable place there shall be a paved space for washing animals.
(3) The paved place and the floor shall be washed and cleansed twice in a day as specified under Bye-law 9.
11. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
12. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity or water connection of the defaulter shall be cut-off on directions of Chief Officer.

FORM-A

Application for License/Renewal of License
(See sub-Buy-law (2) of Bye-law 3.)

1.	Name of the applicant	
2.	Father's / husband name	
3.	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjusting business Establishment or houses	

FORM-B
Format of License
(See sub-Buy-law (3) of Bye-law 3.)

License is hereby granted to for the use of the place in Street, in ward No..... for the sale of animals or birds intended for human food for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Council

Chief Officer
.....Municipal

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal Council

Collector/Director (MA)
Dadra and Nagar Haveli,
Silvassa

Silvassa
Dated /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/05/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make the exercise of the powers conferred by sub-sections (1) and (2) of Section 301 and read with sub-section (i) of sections 179 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause (b) of sub-section (3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration on the expiry of period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Drafts Bye-Laws

In exercise of the powers conferred by sub sections (1) and (2) of Section 301 and read with Sections 179 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; and inter alia power vested in Director (Municipal Administration) / Collector, Dadra and Nagar Haveli by powers vested in as Collector/Director (Municipal Administration), under Sub-Section (1) of Section 301 of the said Regulation, I Hereby sanction the drafts Bye-Laws namely;-

1. Short title, application and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Plying of Hand-Carts or motorized cart in Public Street Bye-laws, 2017.**
 - (2) They shall come in to force on the date of their publication in the Official Gazette.
 - (3) They shall not apply to hand-cart in respect of which a hawker's license is obtained under the relevant bye laws.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
 - (f) "Hand-Cart" shall include any vehicle motorized-cart or any equipment with wheels plied by Hand or motor, used for sale or display of any goods or services.
3. License for plying hand-cart: - (1) No person shall ply a hand-cart in the Municipal Council area without obtaining a license from the Chief Officer.
 - (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.

- (4) A license fee of rupees one thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa for non-motorised hand-cart and Rs.3000 for motorized cart shall be paid along with the application under sub-Bye-law (2).
 - (5) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Municipal Council with in a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the trade, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) On every hand-cart licensed under these Bye-laws the number of hand-cart as entered in the license granted there for shall be clearly inscribed in such a manner as the Chief Officer may direct.
 - (11) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (12) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Standing Committee within thirty days of the receipt of the order of such refusal.
 - (13) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (14) The fee for a duplicate license shall be rupees five hundred.
 - (15) The license so issued shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (16) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (17) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (18) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (19) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
4. License not transferable: - The license issued under sub-Bye-law (3) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
 5. Maintenance of hand-cart: - The licensee shall maintain the hand-cart in such manner and condition that it does not cause any injury or harm to anyone boarding the same.
 6. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
 7. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the

case may be, grant of license. In case of continuing default, the electricity or water-connection of the defaulter shall be cut-off on directions of the Chief Officer.

FORM-A
Application for License

(See sub-Buy-law (2) of Bye-law 3.)

1.	Name of the applicant	
2.	Father's / husband name	
3.	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License

(See sub-Buy-law (7) of Bye-law 3.)

License is hereby granted to for the use of the place in Street, in ward No..... for the sale of animals or birds intended for human food for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal Council

Collector / Director (MA)
Dadra & Nagar Haveli
Silvassa.

Silvassa

Dated /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification

No.DNH/SMC/BYE LAWS/06/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by Sub-Section (1) and (2) of Section 301 read with Sub-Section(2) of Section 272 of the Dadra and Nagar Haveli Municipal Council Regulation,2004 are hereby published ,as required by clause (b) of Sub-Section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken in into consideration on the expiry of a period of 15 days from the date of publication of this notification.

Any person who intend to make any objections or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with Section 272(2) of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; and inter alia power vested in as Collector/Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Cattle Impounding Charges Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Impounding charges: - The charges for each day for feeding and watering each head of cattle impounded under Chapter XX of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 shall be as specified in the Schedule annexed to these Bye-laws.

Explanation: - A period of less than twenty-four hours for which the impounded cattle remains in the cattle pound shall be deemed to be a full day for the purposes of recovering the charges.

Schedule

Head of cattle

Rate of charges

Elephant, camel, buffalo, horse, mare-	Rs.500/- to 5000/- According to the feed of Animals. Per day.
Lamb, goat, kid -	Rs.200/- Per day

**Collector/Director(MA)
Dadra & Nagar Haveli
Silvassa.**

Silvassa
Dated /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/07/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by Sub-Section (1) & (2) of Section 301 read with section 262 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause (b) of Sub-Section (3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with Section 262 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; and inter alia power vested in as Collector/Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title, application and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Control of Steam or Mechanically Operated Whistle or Trumpet Bye-laws, 2017.**
control Bye-laws, (2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for making use of steam or mechanical whistle: - No person in the Municipal area shall make use of a whistle or trumpet operated by steam or mechanical means for the purpose of summoning or dismissing workmen or persons employed in a factory, workshop, business house or premises without obtaining a license from the Chief Officer.
4. License procedure: - (1) An application for obtaining a license and for renewal thereof shall be made to the Municipal Council in Form-A.
 - (2) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (3) has been deposited, he may issue a license for a period of one year in Form-B.

- (3) A license fee of rupees one thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1).
 - (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (5), the licensee may make an appeal to the Municipal Council within a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the trade, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - a. full name and address of the licensee;
 - b. date of grant and expiry; and
 - c. local area for which the license is valid.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the applicant shall have the right to make an appeal to the Council within thirty days of the receipt of the order of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for grant of a duplicate license.
 - (12) The fee for a duplicate license shall be rupees five hundred.
 - (13) The license so issued shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the factory, workshop, business house or premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (17) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
5. License not transferable: - The license issued under sub-Bye-law (2) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
6. Conditions of license: - (1) Any whistle or trumpet shall not be used before six hour in the morning for summoning and after twenty hours in the evening for dismissing workmen during summer season (i.e. from 1st March to 31st March) and before seven hour in the morning and after eighteen hours in the evening during winter season (i.e. from the 1st November to the end of February):

Provided that in the event of a fire in the factory, workshop, business house or premises or any adjoining premises, as the case may be, the whistle or trumpet may be used at any hour of time.

- (2) The duration of sound from such whistle or trumpet shall not be more than thirty seconds at a time.

7. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license.

FORM-A

Application for License

(See sub-Buy-law (1) of Bye-law 4.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B

Format of License

(See sub-Bye-law (2) of Bye-law 4.)

License is hereby granted to for the use of the place in Street, in ward No..... for the use of whistle or trumpet operated by steam or mechanical means in the Factory/Workshop/Business house/premises..... for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Note: - Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date

Chief Officer
.....Municipal Council

**Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa**

Silvassa

Dated: /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/08/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by Sub-Section (1) & (2) of Section 301 read with section 219 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause (b) of Sub-Section (3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 219 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Public Entertainment (Precautions Against Fire) Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. Proprietor of public entertainment place to take precautions: - The manager or proprietor of any place for public entertainment shall abide by the conditions of these Bye-laws as regards the means of exit and precautions against fire.
4. Position of light lamps in public entertainment place: - (1) Each lamp shall be provided with an iron ore stone bending over the chimney to prevent sparks flying upwards.
 - (2) Hanging lamps shall be suspended by minimum four meters iron rod or wire attached to the lamp.
 - (3) All wall lamps shall be on minimum fifteen centimeters long metal brackets.
 - (4) The lamps shall be fixed minimum six meters above the ground and one and half meters below the ceiling, with a metal protector over the top of the lamp.
 - (5) Proprietor shall not make use of open lamps of kerosene or other mineral oil of less than one hundred fifty degrees flash point and open light and torches (mashala) in or near the premises.

- (6) Where gas light is in use, the proprietor shall provide all gas pipes made of iron or brass and separate gas service meter for the stage, auditorium, staircases, corridors and exit.
 - (7) All generators for acetylene gas shall be kept outside the place or premises on any erection.
5. Provision for cistern: - (1) In a permanent place for public entertainment there shall be provided on the top of the proscenium wall or in some other place to be approved by the Chief Officer two cisterns (connected with fire service in the place) which shall be kept always filled with water.
- (2) Each cistern shall be capable of containing at least two hundred and fifty gallons of water for every one hundred individuals of the public to be accommodated in the place.
 - (3) These cisterns shall be fitted with an outside indicator suitably placed so as to show an outside indicator suitably placed so as to show clearly the depth of water therein.
 - (4) The water in these cisterns shall be kept clean and free from sediment and covered over with properly fitting covers so as to be mosquito proof.
 - (5) Cisterns shall be cleaned once every year after rainy season.
 - (6) In a temporary place or premises for public entertainment including tents or pandals temporary arrangements of storing water shall be made.
6. Provision for hydrants: - (1) Every permanent place for public entertainment shall be provided with the sufficient number of hydrants.
- (2) The number of hydrants at such place of public entertainment shall be fixed and approved by the Chief Officer or notified by Fire Department from time to time.
 - (3) The hydrants shall be of minimum two centimeters diameter.
 - (4) Hydrants shall be connected with a main of minimum two and half centimeters diameter with the high pressure street main of the Municipal Water Works.
 - (5) Each hydrant shall be provided with minimum fifteen meters of hose with the regulation couplings of the Municipal Fire Brigade and with nozzles attached thereto.
 - (6) Hose shall, when not in use, be flaked on iron saddles fixed above the hydrants.
7. Provision for fire buckets: - (1) Every permanent place for public entertainment shall be provided with the sufficient number of conical base fire buckets.
- (2) The number and design of such water and sand fire buckets shall be fixed and approved by the Chief Officer or notified by fire department from time to time.
 - (3) Fire buckets shall be kept at all times full of water and dry sand in such number as approved by the Chief Officer or notified by fire department under sub-Bye-law (2).
 - (4) The water shall be changed twice in a week.
 - (5) A pinch of lime shall be added to such water to prevent the breeding of mosquitoes.
 - (6) The attention of the public shall be drawn to the water and sand fire buckets by placards legibly painted and fixed immediately above them.
 - (7) At least one bucket filled with dry sand shall be kept in some accessible position on the stage in readiness for use in dealing with electric fire.
8. Provision for chemical extinguishers: - A permanent place for public entertainment shall be provided with minimum two gallons capacity sufficient number of chemical extinguishers.
- (2) The number of chemical extinguishers shall be fixed and approved by the Chief Officer or notified by fire department from time to time.
 - (3) The chemical extinguishers shall be placed on brackets above three and half meters from the ground.
 - (4) Directions for using them shall in all cases be prominently painted on the extinguisher or on a card placed over the extinguisher.
 - (5) The attention of the public shall be drawn towards them by placards legibly printed or painted and fixed immediately above them.
 - (6) Chemical extinguishers shall be renewed or well cleaned and re-charged before the expiry of twelve months and a record of the same shall be kept for inspection.

9. Indication of 'Exit' places: - (1) In all permanent and temporary places for public entertainment, all exits and other doors or openings intended to be used for the purpose of exits shall be indicated by notices in the language understood in the locality.
- (2) Such black ground painted notices written with white colour letters of six centimeters long shall be placed so as to indicate all exit doors at a minimum height of five meters above the floor.
 - (3) The words "No Exit" in the language understood in the locality shall be similarly painted upon all doors in sight of the audience which do not lead to exits.
 - (4) All electric "Exit" signs shall be fitted with an auxiliary bulb capable of properly illuminating the sign.
 - (5) Bulbs shall be fed from dry batteries or accumulators, which shall be kept in proper working orders.
 - (6) Switches of auxiliary bulbs shall be fixed in an easily accessible position in the corridor and not inside the auditorium or hall.
10. Employees to be trained in use of fire appliances: - In every place for public entertainment the employees shall be trained in the use of fire appliances and once in every fortnight a drill for such purpose be carried out.
11. Provision of fire alarm: - (1) Every place for public entertainment shall be provided with a fire alarm to give warning to the visitors or customers in emergency.
- (2) Alarm shall be directly connected with the local Municipal fire fighting arrangements.
 - (3) The regulations to be followed, in case of fire shall always be posted in some conspicuous place, so that all people connected with or visiting the place or premises shall be acquainted with their contents.
12. Provision of attendant on doors: - (1) All doors for the use of the public if closed during any performance or exhibition or show or presentation shall not be bolted.
- (2) An attendant shall be made in charge of such doors to throw open the door in case of emergency
13. Appointment of permanent fireman: - (1) In every such place for public entertainment minimum two permanent men to act as fireman shall be appointed.
- (2) Such fireman shall have periodical drill in the use of the fire appliances with the Municipal or Government firefighting Department.
 - (3) During any performance, exhibition, show or presentation, such firemen shall be employed in observant positions.
 - (4) Such firemen shall be responsible for keeping all the appliances for extinguishing fire ready for immediate use.
14. Specification of duty by employees: - (1) The employees engaged in place for public entertainment shall be entrusted with duty at specific places or positions in case of fire.
- (2) A drill for this purpose shall be carried every week and a record of this fact shall be recorded for the purposes of inspection.
15. Reports to Fire Brigade: - A report of any fire or alarm of fire, however slight, on such place of public entertainment shall be at once sent to the Municipal Council and Government Fire Brigade.
16. Great precaution in lighting: - (1) The lighting torch shall be composed of material sufficiently absorbent to ensure against any dripping of fluid used in such torch.
- (2) The torch shall never be carried from lamp to lamp while alight.
 - (3) The torch shall be lit from a flame carried in an enclosed lantern or protector by inserting the torch inside the lantern or protector.
17. Prohibition of matches: - The use of matches for the purpose of lighting gas lamps in places for public entertainment is strictly prohibited.

18. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 219 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
19. Chief Officer, on receipt of information or otherwise may inspect any permanent place of entertainment to ensure that they comply these bye-laws or any other rules for the time being in force regarding fire safety.

**Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.**

Silvassa
Dated: /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYELAWS/09/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by Sub-Section (1) & (2) of Section 301 read with section 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 259 and of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These Bye-laws may be called the Dadra and Nagar Haveli Municipal Council **Control of Stable Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Cattle stand" means any premises or place used for stalling or keeping horse, camel, cattle, donkey, mule, sheep or goat;
 - (b) "Cattle unit" means two camels or three buffaloes or four oxen, cows or horses or six donkeys or twelve sheep or eighteen goats, a pair of young animals under two years of age being in each case taken as the equivalent of one full grown animal;
 - (c) "controllable cattle stand" means any cattle stand in respect of which a notice has been issued by the Chief Officer under bye-law 1;
 - (d) "Form" means a Form appended to these Bye-laws;
 - (e) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (f) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (g) "Section" means section of the Regulation; and
 - (h) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. Declaration of controllable cattle stand: - (1) The Chief Officer shall by written notice to the owner or occupier of any cattle stand declare such stand to be a "controllable cattle stand or stable".
(2) No person shall be allowed to use any premises or place within the Municipal area as a cattle stand or stable for more than one cattle unit, if such place or premises lies within a radius of twenty meters of any source of drinking water or supply within the same watershed of any sewer or drain, other than a road side drain used solely for storm water.

4. License for establishing cattle stand or stable: - (1) No person shall establish or maintain a cattle stand or stable or keep animal or cattle beyond the specified limit in a place or premises in the Municipal Council area without obtaining a license from the Chief Officer.
- (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (2) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.
 - (4) A license fee of rupees two thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (2).
 - (5) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by council may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the trade, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) On every Cattle stand or stable licensed under these Bye-laws the number of such stand or stable, as entered in the license granted therefor, shall be clearly inscribed or printed at a conspicuous place or part of the premises, in such manner as the Chief Officer may direct.
 - (11) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (12) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Standing Committee within thirty days of the receipt of the order of such refusal.
 - (13) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (14) The fee for a duplicate license shall be rupees five hundred.
 - (15) The license so issued shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (16) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (17) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (18) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (19) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
5. License not transferable: - (1) The license issued under sub-Bye-law (3) of Bye-law 4 shall not be transferable except with the previous permission in writing of the Chief Officer.

6. Maintenance of cattle stand or stable: - (1) The licensee shall maintain the cattle stand or stable in such manner and condition that it does not cause any injury or harm to anyone.
 - (2) The licensee shall provide proper drains in the cattle stand or stable and connect it under cover to the Municipal main-drainage system.
 - (3) The cattle stand or stable shall be provided with proper ventilation to the satisfaction of the Chief Officer.
 - (4) The licensee shall keep the cattle stand or stable neat and clean.
 - (5) Where it come to the notice of the Chief Officer or any other Officer duly authorized in this behalf that the licensee is keeping animal or cattle beyond the limit specified in the license, he shall issue a notice to the licensee to remove out of the stand or stable such number of animal or cattle as are in excess of the maximum limit specified in the license.
 - (6) Where the licensee fail to comply with the notice issued under sub-Bye-law (5), the Chief Officer may suspend the license.
 - (7) Where the licensee intends to increase the area of the premises or place of stand or the number of animal or cattle, he shall make a fresh application under the provisions of Bye-law 4.
7. Space to each cattle unit: - (1) In a cattle stand or stable there shall be provided to every cattle unit accommodated there in minimum three meters long and eight meters broad space as stall-age.
 - (2) In addition to stall-age space specified under sub-Bye-law (1), the stand shall be provided with minimum twenty four square meters open space free of erection or projection for each cattle unit.
8. Prohibition of keeping animal or cattle beyond specified limit: - No licensee shall keep or admit any animal or cattle into a cattle stand beyond the limit specified in the license in accordance with the provisions of Bye-law 7.
9. Existing stand or stable to comply with these Bye-laws: - The existing cattle or animal stand or stable with in the Municipal area shall comply with the provisions of these Bye-laws with in a period of one hundred and eighty days from the commencement of these Bye-laws.
10. Disposal of dung, urine and other fowl substances from cattle-stand: - (1) The licensee shall provide receptacles, brooms, shovels and buckets for cleaning the cattle stand or stable.
 - (2) The licensee shall remove dung, urine or other fowl substances from cattle stand or stable to a covered receptacle approved by the Chief Officer and specified in the license.
11. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
12. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default the electricity or water-connection of the defaulter shall be cut-off upon directions of Chief Officer.

FORM-A
Application for License
(See sub-Buy-law (2) of Bye-law 4.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License
(See sub-Buy-law (3) of Bye-law 4.)

License is hereby granted to for the use of the place in Street, in ward No..... for maintaining a Cattle Stand or Stable for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal
Council

Collector / Director (MA)
Dadra and Nagar Haveli,
Silvassa

Silvassa
Dated: /07/2017

.... ****

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/10/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by Sub-Section (1) & (2) of Section 301 read with section 257 & 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 257 & 259 and of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Control of Eating-House, Tea and Coffee Shop, Refreshment-Room, Hotel or Restaurant Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (i) "Form" means a Form appended to these Bye-laws;
 - (j) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (k) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (l) "Section" means section of the Regulation; and
 - (m) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for operating eating-house, tea and coffee shop, restaurant, dining-saloon, refreshment-room, resort or hotel: - No person shall make use of any place or premises in the Municipal area for operating any eating-house, tea and coffee shop, restaurant, dining-saloon, refreshment-room, resort or hotel without obtaining a license.
4. License procedure: - (1) An application for obtaining a license, for operating any eating-house, tea and coffee shop, restaurant, dining-saloon, refreshment-room, resort or hotel, and for renewal there of shall be made to the Municipal Council in Form-A.
(2) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (3) has been deposited, he may issue a license in Form-B for a period of one year beginning with the 1st day of April and ending with the 31st day of March of the following year: --

Provided that, the license shall expire on 31st day of the following year irrespective of the date of issue in the previous year.

- (3) A license fee of per annum per year by way of demand draft/online payment/e-payment in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1).
 - (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee has violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (5), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Standing Committee decides to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry;
 - (c) local area for which the license is valid; and
 - (d) description of operation or business.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order by him of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (12) The fee for a duplicate license shall be rupees two thousand five hundred.
 - (13) The license issued under sub-Bye-law (11) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (17) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (18) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
5. Conditions of license: -
- (1) The floor of kitchen or the place of premises used for cooking or preparation of tea or coffee and dining room or place shall be paved.
 - (2) The kitchen and dining place shall be in separate rooms.
 - (3) The walls of kitchen and dining room shall be lime-washed at least twice in a year and the wood work thereof be oil-painted every three years.
 - (4) The licensee shall provide a receptacle made of zinc, galvanized iron, or any other ISI mark material for storage of water.
 - (5) The receptacle specified under sub-Bye-law (4) shall be placed on a stand of minimum half meter above the ground level and properly covered with a locked lid.

- (6) The licensee shall provide meat-safes of perforated zinc for keeping food, meat, milk, eatables and other articles intended for human consumption to protect them from flies.
 - (7) The licensee shall provide and maintain a metal sanitary dustbin with lid for storage of waste food, sweepings, empty containers and wastes.
 - (8) The licensee shall provide in the kitchen a table covered with zinc or brass on the upper surface.
 - (9) The licensee shall provide and use a metal bin or metal lined wooden box for the storage of any coal, coke, charcoal or firewood, required for the preparation of food.
 - (10) The licensee shall provide a washing place, separate from kitchen and dining place, for cleaning utensils, dishes, cups, saucers and other material used in the process.
 - (11) The washing place drain shall be connected to Municipal gully trap or into a cesspool in un-drained areas.
 - (12) The licensee shall keep the licensed premises in neat and clean condition at all times and take precautions in storage of food, meat, milk, water and other articles of human consumption.
 - (13) All copper and brass utensils, used in cooking or for serving the articles of food shall be tinned at least every two months or whenever called upon to do so by the Chief Officer.
 - (14) No portion of the licensed premises shall be utilized for preparing "Bhajias" or article of like nature on sagnosis or chulas, where as such articles shall be prepared only in the kitchen.
 - (15) The licensee shall not put up any "pan shop" at the entrance of the licensed premises.
 - (16) Cooked food supplied to outsider from the licensed premises shall be conveyed properly covered with plate or lid of perforate zinc.
 - (17) The cleanliness shall be observed in preparation of food.
 - (18) Appliances, cups, saucers, dishes and other utensils shall be cleaned with hot water every time after use and dried with clean cloth before use.
 - (19) Every person employed in the licensed premises or process shall at all times, be dressed in clean clothes.
 - (20) The licensee shall not in any capacity employ any person suffering from any contiguous and infectious disease in the process or premises.
 - (21) The licensee shall not make any impediment or encroachment on the footpath or road or public place besides the licensed premises by placing thereon chairs, benches, tables, soda water boxes, or any other articles for the use of the licensee or his customers.
 - (22) The licensee shall exhibit boards in the regional language prohibiting spitting on walls or floor of the premises and provide clean and disinfected spittoons.
 - (23) The licensee shall confine his business or operation or process with in the premises specified in the license and where he require additional space or room, he shall apply for a fresh license.
 - (24) Where the licensee vacates or gives up possession of the licensed premises during continuation of license period he shall forthwith inform in writing the Chief Officer about the same.
 - (25) The license shall be liable to suspension or revocation where the licensed premises are so kept or any process or operation connected therewith is so carried on as to be, in the opinion of the Chief Officer, a source of nuisance, or danger to life, health or property.
6. Additional conditions of license for hotel: - (1) A licensee of hotel providing sleeping accommodation in addition to boarding shall provide either an independent room or a bed or a sleeping space as required by the customer in adequately lighted and ventilated room.
- (2) The licensee shall provide sleeping accommodation for the resident staff and employees.
 - (3) The licensee shall provide privies, water closets and abating places for the use of customers, visitors and the employees.

- (4) The licensee shall not allow in the licensed premises any customer to stay if he knows or has reasons to believe that such customer is suffering from any contagious or infectious disease.
 - (5) The licensee shall cause such license to be affixed in some conspicuous part of the licensed premises.
 - (6) The licensee shall not transfer the license and the place or premises during continuation of license period.
 - (7) The licensee shall after sun rise and before sun set allow the Chief Officer or any other Municipal Officer duly authorized to enter his premises and afford every facility for inspecting the premises or place, vessels, articles of food or drink or the furniture and shall comply with the directions that the Officer may give in writing for securing compliance with the provisions of these Bye-laws.
7. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 257 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
 8. Notwithstanding anything contained in these bye-laws or any other bye-law for the time being in force, no separate license shall be required if the same has been obtained under my law for time being in force for prevention of food adulteration.
 9. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity or water-connection of the defaulter shall be cut off on directions of the Chief Officer.

FORM-A

Application for License
(See sub-Buy-law (1) of Bye-law 4.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License
(See sub-Buy-law (2) of Bye-law 4.)

License is hereby granted to for the use of the place in Street, in ward No..... for the operation of Eating-House, Tea and Coffee Shop, Refreshment-Room, Hotel or Restaurant for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal Council

Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.

Silvassa

Dated: /07/2017

....****....

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/11/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with section 257 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 257 & 259 and of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Lodging House Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for using premises as lodging house: - (1) No person shall make use of any premises in the Municipal Council area for running a lodging house without obtaining a license from the Chief Officer.
 - (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (2) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.
 - (4) A license fee of rupees five thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (2).
 - (5) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.

- (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Municipal Council within a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (11) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order by him of such refusal.
 - (12) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (13) The fee for a duplicate license shall be rupees five hundred.
 - (14) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (15) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
3. License not transferable: - The license issued under sub-Bye-law (3) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
4. Conditions of license: - (1) The licensee shall: -
- (i) provide either an independent room or a bed in a room or a sleeping space as required by a visitor in a room, which is adequately lighted and ventilated and in all respects suitable for human living;
 - (ii) provide suitable sleeping accommodation for the resident staff, servants and servants of visitors;
 - (iii) maintain the licensed premises in good sanitary conditions;
 - (iv) provide accommodation in a room or a hall having minimum height of three meters and the persons accommodated shall have a superficial floor area of not less than ten square meters per head;
 - (v) provide privies or water closets and bathing places for the use of visitors and the staff to the satisfaction of the Chief Officer;
 - (vi) provide a sufficient supply of pure drinking water;
 - (vii) lime-wash the licensed premises at least twice in a year in the month of April and March;
 - (viii) not allow in the licensed premises any visitor desiring to stay if he knows or has good reason to believe that the visitor is suffering from any infectious disease and shall report, as soon as it comes to his notice that the visitor after occupying the lodge has suffered from an infectious disease, the fact to the Chief Officer or the Municipal Health Officer.
- (2) Nothing in condition (iv) shall be deemed: -
- (a) to affect the provisions of the Building Bye-laws of the Council for the time being in force;
 - (b) to affect any rule made under the Bombay Police Act 1951 as extended to the Union Territory of Dadra and Nagar Haveli and applicable to a Lodging House in respect of which a license has been granted by the Chief Officer.
- (3) Notwithstanding anything contained in these bye-laws or any other bye-law for the time being in force, no separate license shall be required if the same has been obtained

under my law for time being in force for prevention of food adulteration.

5. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity or water-connection of the defaulter shall be cut off on directions of the Chief Officer.

FORM-A

Application for License

(See sub-Buy-law (2) of Bye-law 3.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B

Form of License

(See sub-Buy-law (3) of Bye-law 3.)

License is hereby granted to.....for the use of the premises..... in the Municipal area as lodging house on payment of a fee of rupees..... per annum, subject to the bye-laws and the conditions printed on the reverse*.

If the license is to be renewed, an application for the same shall be made before the end of the end of the month of February of the year in which the period of the license expires.

Dated:

Chief Officer
..... Municipal Council

Received for the200.....200..... on payment of the prescribed fee.
Received for the200.....200..... on payment of the prescribed fee.

Dated:

Chief Officer
..... Municipal Council

*Print on the reverse side conditions mentioned in bye-law 6.

**Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.**

Silvassa

Dated: /07/2017

....****....

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/12/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with section 257/2 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 257/2 and of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Aerated Water Factory Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for using premises as lodging house: - (1) No person shall make use of any premises in the Municipal Council area for the purpose of operating an aerated water factory without obtaining a license from the Chief Officer.
 - (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (2) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.
 - (4) A license fee of rupees three thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (2).
 - (5) Where the licensee has violated any condition of the license, the Chief Officer or any other officer specially authorized by him in this behalf may suspend the license for

such period, not exceeding thirty days in the case of first violation, as he may deem proper.

- (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Municipal Council with in a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (11) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order by him of such refusal.
 - (12) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (13) The fee for a duplicate license shall be rupees five hundred.
 - (14) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (15) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (16) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (17) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (18) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
4. License not transferable: - The license issued under sub-Bye-law (3) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
5. Conditions of license: - (1) No water-closet or privy shall be within or communicate directly with the aerated water factory.
- (2) The water supply shall be from a service pipe connected to the Municipal main or from a covered cistern supplied with Municipal water.
 - (3) The cistern shall be separate and distinct from any other cistern of supplying water to the flushing tank or any other part of a water-closet and be so located as to admit of its being readily cleaned.
 - (4) No inlet to any drain or pipe for carrying foecal or sewage matter shall open within the Aerated water factory.
 - (5) A paved and drained washing place shall be provided in the premises.
 - (6) The floors and walls with height of two meters shall be finished to a hard smooth surface impervious to moisture.
 - (7) The walls and ceilings of aerated water factory shall be lime-washed minimum three times in a year in the months of January, may and September.
 - (8) The rooms, in which the manufacture of aerated water is carried on, shall be well lighted, airy and ventilated and but not having any window or other aperture for ventilation, opening on to a sweeper's passage.

- (9) The washing and cleaning of bottles shall be carried out in a tap water solution of permanganate of potash of the strength of five grams to.....liters of water or by means of a jet of permanganate solution of higher pressure.
 - (10) No well water shall be used in the process of manufacture or in the washing of the bottles.
 - (11) All brushes used for scrubbing the interior of dirty bottles shall be properly cleaned and disinfected immediately after use.
 - (12) The licensee shall not employ in the factory any person suffering from any contiguous or infectious disease.
 - (13) The licensee and his employees shall be dressed in neat and clean clothes.
 - (14) No person shall sleep in any room or hall or part thereof on the same level of the factory unless such sleeping place is effectually separated from the factory by masonry partition extending from the floor to the ceiling.
 - (15) No room or hall or part thereof on the same level of the factory shall be used as kitchen or cooking place.
 - (16) The utmost cleanliness shall be observed in the various processes of making aerated water and the premises and appliances shall be kept in a thoroughly clean and sanitary condition.
 - (17) The licensee shall exhibit boards in the regional language prohibiting spitting on the wall or on the floor of the factory and provide conveniently placed sufficient number of clean and disinfected spittoons.
 - (18) The factory premises shall not be extended beyond the space specified in the license and where the licensee require additional room, godown or space for carrying on such trade or any operation connected therewith, he shall apply for a fresh license.
 - (19) Where the licensee vacates the premises during the continuation of the period of license, he shall forthwith inform the Chief Officer about the same.
 - (20) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (21) Where the factory process or operation connected there with is so carried on as to be, in the opinion of the Chief Officer, a source of nuisance or danger to life, health or property, the license shall be suspended or revoked and the premises sealed and closed.
 - (22) The licensee shall at all hours between sun rise and sun set allow any Officer duly authorized by the Council to enter the premises, and afford every facility for inspecting the place and shall comply with the directions that such Officer may give in writing for compliance of the conditions of the license.
6. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
 7. Notwithstanding anything contained in these bye-laws or any other bye-law for the time being in force, no separate license shall be required if the same has been obtained under my law for time being in force for prevention of food adulteration.
 8. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity or water-connection of the defaulter shall be cut off on directions of the Chief Officer.

FORM-A
Application for License
(See sub-Buy-law (2) of Bye-law 3.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License
(See sub-Buy-law (3) of Bye-law 3.)

License is hereby granted to for the use of the place in Street, in ward No..... for the sale of animals or birds intended for human food for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal
Council

Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.

Silvassa
Dated: /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/14/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with section 257 and 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 257 & 259 and of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Bake-house Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for using premises as bake house: - (1) No person shall make use of any premises in the Municipal Council area for the purpose of bake house without obtaining a license from the Chief Officer.
 - (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (2) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.
 - (4) A license fee of rupees three thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (2).
 - (5) Where the licensee has violated any condition of the license, the Chief Officer or any other officer specially authorized by him in this behalf may suspend the license for

- such period, not exceeding thirty days in the case of first violation, as he may deem proper.
- (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Standing Committee decide to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (11) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order by him of such refusal.
 - (12) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (13) The fee for a duplicate license shall be rupees five hundred.
 - (14) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (15) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (16) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (17) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (18) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
4. License not transferable: - The license issued under sub-Bye-law (3) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
5. Conditions of license: - (1) No water-closet or privy shall be within or communicate directly with the bake-house in respect of which a license has been granted.
- (2) The cistern for supplying water to the bake-house shall be separate and distinct from any cistern for supplying water to a water closet.
 - (3) A drain or pipe for carrying facial or sewage water shall not have an opening within the bake house.
 - (4) The floors, walls and ceiling shall be made with a hard smooth surface impervious to moisture.
 - (5) The bake house shall be lime washed thrice in a year in the months of January, may and September.
 - (6) The baking shall be carried on in a detached building and not inside any chawl or a dwelling house.
 - (7) The room in which baking is carried on shall be airy, lighted and well ventilate and not having any window or ventilation opening towards sweeping passage.
 - (8) The furnace in connection with any oven shall be provided with an efficient outlet or flue which shall be carried up to a sufficient height and so placed as to prevent nuisance from smoke to the occupants of neighboring buildings.
 - (9) The license shall provide separate room for the storage of flour and other articles.

- (10) Dugh, trough and kneading tables shall be cleaned with hot water and soap immediately after use and at all times be kept in a cleanly condition.
 - (11) Baked food articles shall be stored in a closed place so as to protect them from contamination or infection from impure air or offensive, noxious or deleterious gas or substance.
 - (12) No person shall sleep in any part of the bake-house and sit or recline on any table or other structure in such bake house which is used for preparation of flour baking.
 - (13) No room forming part of the building on the level of bake house shall be used as sleeping place unless effectually separated from the bake house by a masonry partition extending from the floor to the ceiling.
 - (14) Every person employed in the bake house shall wash his hands with soap and water before handling any article of food which has been or is to be prepared for the human consumption.
 - (15) The licensee shall provide water supply and soap in a place inside or adjoining the bake house.
 - (16) Every person employed in the bake house shall at all times be dressed in clean clothes.
 - (17) The licensee shall not engage any person suffering from infectious or contagious disease.
 - (18) Utmost cleanliness shall be observed in various processes of baking.
 - (19) The licensee shall keep premises and appliances in thoroughly clean and sanitary condition.
 - (20) The baking process shall be carried on in the space and premises specified in the license and where the licensee intend to carry on such process or any operation connected therewith in any additional room, godown or space, he shall make an application for a fresh license.
 - (21) Where the licensee vacates or gives up possession of the premises during the continuation of license period, he shall inform the Chief Officer.
 - (22) Where the factory process or operation connected there with is so carried on as to be, in the opinion of the Chief Officer, a source of nuisance or danger to life, health or property, the license shall be suspended or revoked and the premises sealed and closed.
 - (23) The licensee shall at all hours between sun rise and sun set allow any Officer duly authorized by the Council to enter the premises, and afford every facility for inspecting the place and shall comply with the directions that such Officer may give in writing for compliance of the conditions of the license.
6. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 259 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
7. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity or water-connection of the defaulter shall be cut-off on directions of Chief Officer.

FORM-A
Application for License

(See sub-Buy-law (2) of Bye-law 3.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

Form-B
Format of License

(See sub-Buy-law (3) of Bye-law 3.)

License is hereby granted to for the use of the place in Street, in ward No..... for the sale of animals or birds intended for human food for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal
Council

Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.

Silvassa

Dated: /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/16/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with section 258, 259 and 282 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 258, 259 and 282 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) The **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Control of Dairies and Business in Milk Products and Sweet Meats Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. License for dairy or business in milk and milk products sweet meats: - (1) No person shall make use of any place or premises in the Municipal area for the purposes of dairy or business house in milk or milk products or store, trade or deal with in any manner in milk or milk products without obtaining a license from the Chief Officer.
 - (2) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (3) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (2) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (4) has been deposited, he may issue a license for a period of one year in Form-B.
 - (4) A license fee of rupees three thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (2).

- (5) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf by him may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (6) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (7) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (8) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (9) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (10) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (11) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order by him of such refusal.
 - (12) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (13) The fee for a duplicate license shall be rupees five hundred.
 - (14) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (15) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (16) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (17) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (18) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
4. License not transferable: - The license issued under sub-Bye-law (3) of Bye-law 3 shall not be transferable except with the previous permission in writing of the Chief Officer.
 5. Use of clean vessel: - The licensee shall keep vessels used for milk and milk products always neat and clean and wash them with hot water and detergent
 - (2) He shall comply with all directions that the Chief Officer may give him by a general or special order, for securing the cleanliness of such vessels and dairy or place of business.
 6. Prohibition of storing hay, grass or straw in dairy: - The licensee shall not store or keep in the premises or place or shed any hay, grass or straw, within a radius of twelve square meter of the dairy, more than four days requirement of cattle kept by the licensee.
 7. Prohibition of establishment of dairy near to privy, urinal, sewer or cesspool: - No dairy, store or business house in milk or milk products and animal shed shall be established within a radius of twelve square meters from any privy, urinal, sewer, cesspool, dust bin, rubbish or night soil depot or drain other than a surface drain used solely for storm water.

8. Specification of shed for milk cattle: - No licensee shall keep milk cattle in the premises unless he is in possession of an open space extending right round the premises at least three meter broad and entirely free from any erection and projection.
9. Disposal of dung, urine and other fowl substances from cattle shed: - (1) The licensee shall provide receptacles, brooms, shovels and buckets for cleaning the cattle shed.
(2) The licensee shall remove dung, urine or other fowl substances from cattle shed to a covered receptacle approved by the Chief Officer and specified in the license.
10. Cleanliness in dairy or business house: - (1) The licensee and his employees shall always be dressed in neat and clean clothes.
(2) The licensee shall regularly sweep and wash floors of rooms and shed.
(3) The licensee shall white wash inside walls, ceiling and roof of rooms and shed once in three months.
(4) The licensee shall milk the milk cattle only after washing the udder of the cattle.
11. Prohibition of sale of milk drawn from cattle suffering from disease: - The licensee shall not draw milk from any cattle which is suffering from any dangerous or infectious disease.
12. Prohibition of spitting, smoking and defecating in dairy or shed: - No person shall spit, smoke, urinate or defecate in any dairy or place or premises being used as business house for milk or milk product or shed of milk cattle.
13. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of sections 258, 259 and 282 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
14. Notwithstanding anything contained in these bye-laws or any other bye-law for the time being in force, no separate license shall be required if the same has been obtained under my law for time being in force for prevention of food adulteration.
15. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity and water-connection of the defaulter shall be cut-off upon directions of the Chief Officer.

FORM-A
Application for License
(See sub-Buy-law (2) of Bye-law 3.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License

(See sub-Buy-law (3) of Bye-law 3.)

License is hereby granted to for the use of the place as Dairy and Business in Milk and Milk Products in Street, in ward No..... for maintaining a Cattle Stand or Stable for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal
Council

Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.

Silvassa

Dated: /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/18/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with sub section(1) of section 178 and 179 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with sub section (1) of section 178 and 179 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Sale of Articles in Public Street Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (b) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (c) "Section" means section of the Regulation; and
 - (d) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. No hawking or sale of articles in public street without license: - No person, whether by keeping a stationary hand-cart or a mobile hand-cart or by any other means, shall hawk, or squatter, sell or expose for sale any article in public street or place in the Municipal area without a license from the Chief Officer. Provided that a license under these bye laws shall be granted after duly following provisions of Street Vendors Act 2004 and any rules, bye-laws made thereunder.
4. License procedure: - (1) An application for obtaining a license and for renewal thereof under these Bye-laws shall be made to the Chief Officer in Form-A.
 - (2) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided proof of his identity and the license fee specified under sub-Bye-law (3) has been deposited, he may issue a license for a period of one year in Form-B.
 - (3) A license fee as decided by town vending committee and till such decision, as resolved by the council by way of demand draft in favour of the Municipal Council

- payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1).
- (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized in this behalf by him may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (5), the licensee may make an appeal to the Municipal Council within a period of sixty days and in case the Standing Committee decide to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Standing Committee within thirty days of the receipt of the order by him of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (12) The fee for a duplicate license shall be rupees five hundred.
 - (13) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (17) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
5. License not transferable: - The license issued under sub-Bye-law (2) of Bye-law 4 shall not be transferable except with the previous permission in writing of the Chief Officer.
6. Payment of sopo: - (1) Notwithstanding anything contain in Bye-law 4, the Vendor occupying the space besides 10 Ferry Wharf and the space owned by the River Navigation Department shall have to pay rupee one per square meter as 'sopo' in addition to the license fees.
- (2) The 'sopo' for new shed in the Municipal market shall be rupees ten per day for each stall.
 - (3) The Municipal Council may, by notification, revise and enhance the rate of sopo after every three years.
7. Conditions of license: - (1) The licensee shall not cause any nuisance or obstruction to traffic on any street or footpath.
- (2) The licensee shall not expose for sale any article not included in the license.
 - (3) The licensee shall not ring or sound any bell or use any mechanical or other contrivance to direct the attention of the customers.

- (4) The licensee shall observe cleanliness in selling his articles and not throw waste material on road, in street or public place.
 - (5) The Municipal Health Officer or any other Officer specially authorized in this behalf shall have the power to destroy any article exposed or offered for sale which, to his satisfaction, is unwholesome.
 - (6) The license is liable to be cancelled where the licensee or his employ has infringed any of the conditions of the license or he or his employ is found to be suffering from any dangerous or infectious diseases.
 - (7) Where the license is cancelled under sub-Bye-law (6), the licensee shall not be entitled to claim any refund of fees or any damages whatsoever.
 - (8) The licensee shall always keep the license along and produced the same on demand for the inspection by the Chief Officer, Municipal Health Officer or any other Officer duly authorized in this behalf.
 - (9) The license shall be valid for the area or the street or road or place specified in the license.
 - (10) The licensee shall vacate the area, place, street, road or premises immediately where the same is required for repair, reconstruction or other any other purposes by the Municipal Council.
 - (11) The licensee shall not erect any structure or roof over the area or cart.
- 8.** Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 178 and 179 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
- 9.** If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the items for sale shall be attached and sold on directions of Chief Officer.
- 10.** In case of any contradiction between those bye-laws and provisions of Street Vending Act, 2004, or any vale, bye-laws made thereunder, the provisions of the Street Vending Act, 2004 and the rules and bye-laws made thereunder shall prevail.

FORM-A
Application for License
(See sub-Buy-law (1) of Bye-law 4.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License
(See sub-Buy-law (2) of Bye-law 4.)

License is hereby granted to for the use of the place in Street, in ward No..... for the sale of animals or birds intended for human food for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal
Council

Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.

Silvassa
Dated: /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory,
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/19/2017

The following draft Bye-Laws subject to the previous sanction of the government, the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with sections 138, 249, 250 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published as required by clause(b) of sub-section(3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration of the expiry on period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of section 301 read with Sections 138, 249, 250 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004, the Silvassa Municipal Council hereby makes the following Bye-laws, by powers vested in as Collector/ Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Market and Slaughter House Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (b) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (c) "Schedule" means the Schedule appended to these rules;
 - (d) "Section" means section of the Regulation; and
 - (e) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. No sale, storage and processing of animals, meat, flesh, fish, fruit and vegetables intended for human food in Municipal area without license: - No person shall sell, store, process or expose for sale animals, uncooked meat, flesh, fish, in public street or place in the Municipal area or public market provided by the Council under section 249, without a license from the Chief Officer.
 - (1) Provided that no license to sell or store flesh or fish contained in hermetically sealed receptacles shall be required.
4. License procedure: - (1) An application for obtaining a license and for renewal thereof under these Bye-laws shall be made to the Chief Officer in Form-A.
 - (2) Where the Chief Officer or any other Officer specially authorized in this behalf by him is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided proof of his identity and the license fee specified under sub-Bye-law (3) has been deposited, he may issue a license for a period of one year in Form-B.
 - (3) A license fee of rupees three thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1):

Provided that those persons who intend to occupy stall or place or premises on daily basis, licenses shall be issued, on payment of fees at the rates specified in Schedule A.

- (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized in this behalf by him may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (5), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Municipal Council decides to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry;
 - (c) local area for which the license is valid; and
 - (d) The terms and conditions of grant of license.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf by him shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order by him of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application in Form 'A' to the Chief Officer for the grant of duplicate license.
 - (12) The fee for a duplicate license shall be rupees five hundred.
 - (13) The license issued under sub-Bye-law (11) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (17) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (18) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
5. License not transferable: - The license issued under sub-Bye-law (2) of Bye-law 4 shall not be transferable except with the previous permission in writing of the Chief Officer.
 6. Auction of Municipal stall: - Whenever it is proposed to let out on lease or on rent any Municipal stall Municipal Market or Municipal Slaughter house, the fact shall be notified for inviting applications and where there are more applicants than the stalls or places available, the allotment shall be made through open auction.
 7. Particulars on the license: - Each license granted under sub-Bye-law (2) of Bye-law 4 shall specify the number of stall which the holder is authorized to occupy, the articles which the holder may expose for sale therein and the conditions under which the license is granted and

in the case of stall for live-stock, the maximum number that may be kept in the stall at one time.

8. Conditions of license: - The license shall be granted subject to the following conditions, among others; namely:-
 - (a) the licensee shall not expose for sale or store any article other than that specified in the license or more live stock than the maximum specified therein;
 - (b) the licensee shall keep his stall or place of sitting always neat and clean;
 - (c) the licensee shall not bring to the stall or place of sitting or throw about therein any refuse, skin or offal;
 - (d) the Chief Officer or any other Officer duly authorized in this behalf shall have the authority to inspect the stall or place of sitting or premises after sun rise and before sun set and the licensee shall provide all records, utensils, appliances, instruments and live-stocks for such inspection;
 - (e) the licensee guilty of a breach of any of the conditions of license shall be liable to be evicted from the stall or place.
9. Business hours: - The licensee may keep open the stall or place of business open daily for such ten or more hours between six hours to twenty hours as the Municipal Council may by notification or public notice from time to time specify. The stall shall not remain open after business hours.
10. Person with disease not to do any business and enter premises: - (1) No licensee or a person in his employment or assisting him having an open or exposed sores or afflicted with leprosy or any loathsome, contagious or infectious disease shall not continue the business or process and enter any stall or place of business or process.
 - (2) The licensee or the person suffering from sore or disease mentioned in sub-Bye-law (1) shall not sell any article without the permission of the Chief Officer.
 - (3) The licensee or the person suffering from a disease mentioned in sub-Bye-law (1) may be evicted from the stall or place of work or premises by the Chief Officer.
 - (4) Such licensee or person shall be permitted to continue the business or process only after obtaining a certificate of fitness from the Municipal Health Officer or Government Medical Officer.
11. Prohibition of bringing dog to stall or place of business or process: - The licensee or any other person shall not bring or allow to enter any dog in the stall or place of business or process.
12. Prohibition of cooking in stall or place of business: - The licensee or any other person shall not cook food or other eatables in the stall or place of business or process.
13. Prohibition of spitting: - No person shall spit in or around their stall or place of business except in spittoons or places provided for that purpose.
14. Prohibition of disturbance: - The licensee or any other person shall not create disturbance in a stall or place of business or market by singing, beating of tom-toms or other musical instruments, quarreling, using abusive language, loud speaker or any other manner.
15. Fire precautions: - (1) The licensee, his employees, assistants, tenant or occupier any building, shop or stall in a market shall always, before such building, shop or stall is left unoccupied at any time, extinguish or cause to be extinguished every line or light in such building, premises, shop or stall.
 - (2) In any premises, building, stall, shop, place of work or market no person shall kindle or keep or leave alight any fire or light which is dangerous to the safety of any building, shop or stall.
 - (3) The licensee shall keep, in addition to other requirements mentioned in any other law, two fire-extinguishers in working condition.

16. Cleanliness in stalls and market: - The licensee, tenant or occupier of any building, premises, shop, stall or place of work or process in a market shall keep such places neat and clean and refuse be placed in Municipal baskets or receptacles.
17. The licensee, tenant or occupier of any building, premises, shop, stall or place of work or process in a market shall not keep or allow any goods, provision, articles to be exposed for sale or any receptacle in any public street or road.
18. Chief officer to remove obstructions: - The Chief Officer may direct any licensee, tenant or occupier of any building, premises, shop, stall or place of work or process in a market to remove outside the market precincts or to such other place as he may direct any hamper, box, barrel or receptacle which he has so disposed as in the opinion of Chief Officer is to obstruct the public way or overcrowd the premises, stall, shop or market or interfere with due ventilation.
19. Prohibition of drinking, begging and loitering in market place: - (1) The Chief Officer or any other Officer duly authorized in this behalf shall expel by Order from the market premises any person who is drunk, lunatic, begging, loitering or who misconducts himself or infringe any Bye-law.
(2) The Chief Officer or any other Officer duly authorized in this behalf shall prevent such person from further carrying on any trade or business in the market or occupying any building, shop or stall therein if he is not abiding by these Bye-laws or Order under sub-Bye-law (1).
20. Appeal to the Standing Committee: - Any person aggrieved by the Order under Bye-law 19, may make an appeal to the Standing Committee within a period of thirty days from the date of receipt of such Order.
21. Additional provisions for meat and fish shops: - In a meat or fish shop or stall in the Municipal area, any block, bench, box, receptacle or furniture shall be raised minimum to a height of thirty centimeters from the ground by legs.
22. Exposer of meat or fish: - The licensee shall keep meat or fish exposed to light and air and not in any box or closed receptacle.
23. The licensee shall not bring or keep in the premises, shop or stall any soiled and dirty string, rope, clothes, matting or sacking greasy bamboos or other articles likely to attract flies.
24. Use of clean chopping block: - The licensee shall keep chopping block always well scraped and clean.
25. Cover for chopping block: - The licensee shall, before leaving the shop or stall cover the chopping block and meat board so as to make it impossible for any dog or other animal to get and lick them.
26. The licensee or his employee or assistant shall not allow any part of his person, except hands to come in contact with meat. The licensee shall wear gloves while handling meat.
27. Inspection of slaughter-houses: - The Chief Officer shall have the authority for superintendence and inspection slaughter-houses provided by the Council under section 249 and those licensed under sub-section (1) of section 250.
28. Use of specified slaughter-house: - No person shall use any premises or place within Municipal area as a slaughter-house except the public slaughter-house specified in Schedule C, or such other slaughter-houses as may be licensed by the Council. An application for license and its renewal shall be made in the form A.

29. Care of animals: - (1) The licensee shall provide a keeper for animals and keep such animals neat and clean.
- (2) The licensee shall provide wholesome food and water to animals and twelve hours rest prior to their being led for slaughter.
- (3) The licensee shall tie animals by ropes to prevent them from injuring one another.
30. Fee for slaughter- house: - **Bye-law-32**
- (1) For admission of an animal to a Municipal slaughter-house and for its slaughter there, the licensee shall pay fees as specified in columns 4 and 5 of Schedule 'C'.
- (2) No animal shall be allowed to enter into a Municipal slaughter-house till the admission fee is paid by the licensee.
- (3) No licensee shall slaughter any animal at a Municipal-house before the slaughtering fee specified in Schedule 'C' has been paid.
- (4) A person shall have to obtain a license in Schedule 'D' for the right to slaughter animals in the Municipal slaughter house.
31. Time of slaughtering: - (1) The licensee shall slaughter animal intended for human food after seven hours and before nineteen hours.
- (2) A licensee bringing an animal for admission to a slaughter-house shall obtain a certificate from the Chief Officer as fit for slaughter. The licensee ensures that animal is fit for slaughter.
- (3) Where the Chief Officer or any other duly authorized officer declares the animal unfit, the licensee shall forthwith remove his animal from the slaughter-house premises.
- (4) No licensee shall bring or admit any animal into the slaughter-chamber so long as there are maximum numbers of animals permitted to be taken therein at one time.
- (5) No licensee shall keep refuse in a slaughter-house or allow blood therefrom to flow into any receptacle other than those fixed for that purpose.
- (6) No licensee shall uncover any receptacle for a longer period than it is absolutely necessary for him to put refuse.
- (7) The license shall be cancelled if licensee slaughters or brings for slaughtering any animal unfit for human consumption.
32. Licensee to loose material in certain cases: - All skins, offal and other appurtenances of animals slaughtered in a Municipal slaughter-house shall, if not removed before closing hours, *ipso facto* become the property of the Council.
33. Pass for taking out meat from slaughter-house: - No person shall remove any meat from a slaughter-house except under cover of a pass obtained from officer in charge of the slaughter-house or Market in token of his having examined the meat and found it fit for human consumption.
34. Meat to be taken out from slaughter-house in receptacle: - No person shall remove any meat from a slaughter-house except in a clean receptacle and covered with a clean covering in such a way as to keep the meat out of sight and free from flies.
35. No entry of child in slaughter-house: - No licensee shall take or allow any child of less than ten years of age into any slaughter-house.
37. Punishment for contravention: - Any person who does or omits to do any act in contravention of any provisions of these bye-laws, shall, if no other penalty is provided for the offence in the Regulation, on conviction be punished as provided in section 282 of the Regulation.
38. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity and water-connection of the defaulter shall be cut-off on directions of the Chief Officer.

FORM-A
Application for License
(See sub-Buy-law (1) of Bye-law 4.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B
Format of License

(See sub-Buy-law (2) of Bye-law 4.)

License is hereby granted to for the use of the place in Street, in ward No..... for the sale of animals or birds intended for human food for a period of one year from to on payment of a fee of Rs.....

*Conditions of the bye-laws should be reproduced.

Date :

Chief Officer
.....Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal Council

Schedule 'A'
(See Bye-law 3 and 4)
Municipal Markets and Market fees.

No.	Name Of Market	Stall No.	Articles that may be sold therein	Fees	
				Annual	Daily
1.	*	**	Meat and Fish	Highest bidder in auction	@
			Vegetable, Groceries and Fruit	Highest bidder in auction sale or @ ... per day whichever is the greatest.	
			-do-		
			-do-		
				-do-	-do-
				@ per day	

and so on.

*Market places to be specified. ** Stall No. to be specified

@ To be specified according to availability.

@ Rates to specified according to local conditions.

Schedule 'B'
(See Bye-law 4)

From of Municipal Market license

License is hereby granted toauthorizing him (and his servant and agent on the reverse) to occupy stall, stand or space serially numbered as ... in *... for the calendar month of ... 200 ... or daily for the sale of *** ... on payment in advance of a fee (or daily fee) ofsubject to the condition of the bye-laws which are printed on the reverse. The Bye-laws in question are available for sale at the Municipal Officer.

Chief Officer,
..... **Municipal Council**

Date:

If the license is to be renewed, the application for such renewal shall be made-

(a) before the 25th day of every month, in the case of a monthly license;

(b) before the end of February, in the case of an annual license.

On the reverse side: *(Here insert the name of a servant or an agent, if any)*

License renewed from ... to ... on payment in advance of a fee of ...

License renewed from ... to ... on payment in advance of a fee of ... and so on.

Chief Officer,
.....**Municipal Council**

Date:

SCHEDULE
(See bye-law...)

First sitting 0. Paise

Second sitting ... 0. Paise

Third sitting 0 paise

Here insert any of the following :-

1. Municipal vegetable market.
2. municipal mutton market.
3. Municipal fish market.

*** Here insert the name/s of the article/s.

Schedule 'C'
(See Bye-law 28)

Municipal Slaughter-houses and Fees therein

Sr.No.	Name of Slaughter house	Animals that may be slaughtered therein	Slaughter-house fees	
			Admission Fee	Slaughtering Fee
1	2	3	4	5
To be inserted	-	Sheep & Goat.	Rs.50/- per head	Rs.50/- Per sheep & goat only.
By the Council.	-	Oxen and buffalo	Rs.100/-per head	Rs.200/- only per cow, oxen & buffalo

SCHEDULE D

[See bye-law 32 (4)]

Form of the license for the right to slaughter animals in the Municipal slaughter house

License is hereby granted to ... authorizing him (and his servant and agent named on the reverse) to slaughter ... in the space serially numbered as ... in the Municipal slaughter House on payment of a fee fixed under bye-law 32(1)(4) per head of cattle subject to the conditions of the bye-laws printed on the reverse. The bye-laws in question are available for sale at the Municipal Office and are also available for download at council's website.

The license shall remain in force for the year 200 ...

Chief Officer,
..... **Municipal Council**

Date:

If the license is to be renewed the application for such renewal shall be made before the end of February of the year in which license expires.

License renewed from ... to .. on payment in advance of a fee of

License renewed from ... to... on payment in advance of a fee of ... and so on.

Chief Officer,
..... **Municipal Council**

Date:

*(Here insert the kind of animals).

SCHEDULE E

(See bye-law 41)

Form of the license for the use of any place as private slaughter house

License is hereby granted to ... for the use of the place ... in ... street in ward No. ... to slaughter ... * ... on payment of a fee fixed under bye-law 41 subject to the conditions of the bye-laws printed on the reverse. The bye-laws in question are available for sale at the Municipal Officer.

The License shall remain in force for the year ... 200

Chief Officer,
..... **Municipal Council**

Date:

If the license is to be renewed the application for such renewal shall be made before the end of February of the year in which license expires.

License renewed from ... to ... on payment in advance of a fee of ...

License renewed from ... to... on payment in advance of a fee of ... and so on.

Chief Officer,
..... **Municipal Council**

SCHEDULE - F

Form of the license for the use of any place as a private market for the sale of meat or fish or the sale of fruits or vegetable

License is hereby granted to ... for the use of the place ... in ... street in Ward No. ... as a private market for the sale of meat or fish or fruits or vegetable on payment of a fee fixed under bye-law 44 subject to the conditions of the bye-laws printed on the reverse. The bye-laws in question are available for sale at the Municipal Office.

The license shall remain in force for the calendar month of ... 200 ...

Chief Officer,
..... **Municipal Council**

Date:

*(Here insert the kind of animals).

If the license is to be renewed, the application for the renewal shall be made before the end of February of the year in which the license expires.

License renewed from ... to ... on payment in advance of a fee of

License renewed from ... to ... on payment in advance of a fee of ... and so on.

Chief Officer
..... Municipal Council

Collector / Director(MA)
Dadra and Nagar Haveli,
Silvassa.

Silvassa
Dated: /07/2017

.....

.....

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/20/2017

The following draft Bye-Laws, subject to the previous sanction of the government the council proposes to make in exercise of the powers conferred by Sub-Sections (1) & (2) of Section 301 read with sections 261 and 187 Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause (b) of Sub-Section (3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration on the expiry of a period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli , Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period, shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with Sections 261 and 187 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; by powers vested in as Collector Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Establishment, Alteration, Enlargement and Extension of Factory, Workshop or Business House Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (b) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (c) "Section" means section of the Regulation; and
 - (d) Words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. No establishment, alteration, enlargement or extension of factory, workshop or place of business without license: - No person shall establish, alter, enlarge or extend any factory, workshop or business house propelled by steam, electricity, water or mechanical devices in the Municipal area without a license from the Chief Officer.
4. License procedure: - (1) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-A.
 - (2) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided proof of his identity and the license fee specified under sub- Bye-law (3) has been deposited, he may issue a license for a period of one year in Form-B.
 - (3) A license fee of rupees three thousand per annum by way of demand draft in favour of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1).

- (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized by him in this behalf may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (6), the licensee may make an appeal to the Standing Committee within a period of sixty days and in case the Municipal Council decide to authorize the person to continue with the business, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Standing Committee within thirty days of the receipt of the order by him of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (12) The fee for a duplicate license shall be rupees five hundred.
 - (13) The license issued under sub-Bye-law (12) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.
 - (17) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
5. License not transferable: - The license issued under sub-Bye-law (2) of Bye-law 4 shall not be transferable except with the previous permission in writing of the Chief Officer.
6. Use of furnace: - (1) Every furnace to be used in any factory, workshop or business house in respect of which a license has been granted shall be so constructed, supplemented or altered as to consume its own smoke.
- (2) No licensee shall make use of a furnace in any factory, workshop or place of business which does not consume its own smoke:
- Provided that, the provisions of these Bye-laws shall not be applicable to locomotive engine on railways
- (3) Where the Chief Officer is satisfied that: -
 - (a) any licensed factory, workshop or business house to which the provisions of the Factories Act, 1948 are not applicable, is not clean and sufficiently ventilated;
 - (b) gas, vapour, soot, dust or other impurity generated in the course of work is causing nuisance;
 - (c) overcrowding during working hours is injurious to the health of employees;

(d) any engine, mill-gear, hoist or other machinery therein is insecurely fenced as such dangerous to life, he shall direct by written notice the licensee to clean or ventilate the premises, prevent overcrowding or cover any engine, mill-gear, hoist or machinery.

7. Punishment for violation of Bye-laws: - Any person who contravene any provisions of these Bye-laws shall, on conviction, be punished in accordance with the provisions of section 261 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004.
8. If the licensee has done any act permitted by license before the license was granted, or has done anything in contravention of the terms of the license, a higher fee amounting up to five times the license fee, may be imposed upon the licensee for continuation, renewal or as the case may be, grant of license. In case of continuing default, the electricity or water-connection of the defaulter shall be cut off on directions of the Chief Officer.
9. 187
 (1) No person shall without written permission of Chief Officer or otherwise in
 (2) The application for change of use of a building shall be in form A.

FORM-A

Application for License

(See sub-Bye-law (1) of Bye-law 4.)

1.	Name of the applicant	
2.	Father's / husband name	
3.	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjusting business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	

FORM-B

Format of License

(See sub-Bye-law (2) of Bye-law 4.)

License is hereby granted to authorizing him to establish, materially alter, enlarge or extend the factory or workshop or place of business in which it is intended to employ stream, electricity, water or other mechanical power atin the Municipal Area, on payment of fee of Rs..... subject to the conditions of the Bye-laws which shall form part of the conditions of this license. The bye-laws in question are printed on the reverse.

Date :

Chief Officer
Municipal Council

Where the license is to be renewed the application for such renewal shall be made before the end of February of the year in which the period of the license expires.

License renewed from..... to on receipt of Rs..... as a license fee.

Date :

Chief Officer
.....Municipal Council

FORM-C
Format of License
(See sub-Bye-law (2) of Bye-law 4.)

1	Name of the applicant	
2	Father's / husband name	
3	Residential address	
4.	Aadhar No.	
5.	Phone number of the applicant	
6.	Email address of the applicant	
7.	Geo tagged photograph of the premises where business will be carried out.	
8.	Period for which licenses required	
9.	The area, street, road, place or premises for which license required	
10.	Identification proof of the applicant	
11.	Description of work/ business proposed for which license required	
12.	Distance from nearest residential premises.	
13.	Description of adjoining business Establishment or houses	
14.	Person nominated to carry on trade in absence of applicant.	
15.	Reasons necessitating change of use.	
16.	Whether noise, odour, smoke, heat or any other nuisance shall be emitted.	
17.	Name and Phone numbers of immediate neighbours.	

Silvassa
Dated /07/2017

Collector/Director(MA)
Dadra and Nagar Haveli
Silvassa

.... *****

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/21/2017

The following draft Bye-Laws, subject to the previous sanction of the government the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with sections 138 and 108 Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause (b) of sub-section (3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration on the expiry of a period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period, shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with Sections 138 and 108 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; by powers vested in as Collector Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. **Short title and Commencement.** (1) These Bye-Laws may be called the Dadra and Nagar Haveli Silvassa Council (**License fee for Erection of Communication Infrastructure**) **Bye-Laws, 2017.**
(2) They shall come in to force from the date of their publication in the Official Gazette.
- 2.1 The agency intends to erect any type of Communication infrastructure within the Municipal Area on public or private places or on the top of existing building shall have to obtain license for setting up such communication infrastructure giving all relevant information as specified in the application form appended hereto:
- 2.2 License shall be granted in FORM-A.
- 2.3
3. In event of erection of communication infrastructure without license from the Competent Authority of the Municipal Council shall have to pay penalty equal to the three times of the license fees to be charge on that erection.
4. The license fee in the first instance shall be minimum Rs.1000/- & maximum Rs. 8000/- per vertical meter and in subsequent years if the erection of communication infrastructure continues, then 10% of the license fee shall be compounded per annum on previous year amount.
5. The Municipal Council may increase or reduce the rate of the erection of communication infrastructure as provided under Section 108.

6. The agency shall have to produce stability certificate to be issued by the Structural Engineer and shall also get inspected at regular interval as to its stability. Moreover, the agency shall have to give agreement made between land / building owner and agency on stamp paper of Rs. 100/- stating that the land / building is given on hiyer or sale. The agencies have to produce construction permission from the Competent Authority.
7. The agency whenever intends to remove the erected communication infrastructure from the place, the agency shall have to inform shall have to inform the Chief Officer.
8. Any dispute raised in matter of license fee, or otherwise the decision of the Chief Officer shall be final and binding.
9. Procedure for obtaining license: - (1) An application for obtaining a license and for renewal there of shall be made to the Municipal Council in Form-'E'.
 - (2) Where the Chief Officer or any other Officer specially authorized in this behalf is satisfied that the application made under sub-Bye-law (1) is in order, the applicant has provided the plan of the premises, purpose of keeping articles, proof of his identity and the license fee specified under sub- Bye-law (3) has been deposited, he may issue a license for a period of 5 years in a Form specified under Bye-law 4
 - (3) A license fee per annum as mentioned in schedule year by way of demand draft/online payment/e-payment, in favor of the Municipal Council payable at Silvassa/.....shall be paid along with the application under sub-Bye-law (1).
 - (4) Where the licensee has violated any condition of the license, the Chief Officer or any other Officer specially authorized by him in this behalf may suspend the license for such period, not exceeding thirty days in the case of first violation, as he may deem proper.
 - (5) Where the licensee has violated any condition of the license subsequently or there is continuous violation, the Chief Officer or any other Officer specially authorized in this behalf by him may cancel the license.
 - (6) Where the license has been cancelled under sub-Bye-law (5), the licensee may make an appeal to the Standing Committee with in a period of sixty days and in case to authorize the person to continue with the trade, such person shall make a fresh application under the provisions of this Bye-law.
 - (7) Whenever there is a change in the residential address of the licensee, he shall intimate the same to the Chief Officer and get the license amended.
 - (8) The license shall contain following particulars: -
 - (a) full name and address of the licensee;
 - (b) date of grant and expiry; and
 - (c) local area for which the license is valid.
 - (9) Every licensee shall produce his license for inspection whenever the Chief Officer or any other Officer duly authorized in this behalf shall required him to do so.
 - (10) Where the license is refused, the Chief Officer shall give reasons for the refusal and the licensee shall have the right to make an appeal to the Council within thirty days of the receipt of the order of such refusal.
 - (11) Where a license is lost, destroyed, defaced or torn, the licensee shall make an application to the Chief Officer for the grant of duplicate license.
 - (12) The fee for a duplicate license shall be rupees one hundred.
 - (13) The license issued under sub-Bye-law (11) shall bear the stamp "Duplicate" and the date of issue and expiry.
 - (14) The licensee shall cause such license to be affixed in some conspicuous part of the premises to which it relates.
 - (15) If SMC does not accept or reject the application for grant of license or renewal thereof within 30 days of its receipt, it shall be deemed that applicant has been granted license or his application has been renewed.
 - (16) The Municipal Council shall make provisions for transparent and fair procedure of filling form through online or other means.

- (17) Every application for renewal of license filed before the expiry of earlier license may be given a discount in the license fee at such rate as the council may by resolution decides.
9. When any such infrastructure has been constructed in contravention of these ruler, the Chief Officer shall, after giving the owner a reasonable opportunity of being heard, cause the infrastructure to be removed. The owner of the building and the agency raising infrastructure shall also be liable to pay a fine of Rs.1000/- per day per violation in addition to the cost of removal.
10. Form of the application:
1. Name of the agency:
 2. Address:
 3. Name of the Contact Person (with Photo) & Mobile No.:
 4. Place of location of the structure with photo:
 5. Stability Certificate:
 6. Construction Permission:
 7. Agreement made between agency & land Owner:
 8. Contact Number:
 9. Email id:

FORM-A

License is hereby granted to.....for the use of the place..... . In..... street, in Ward No..... for Erection of Communication Infrastructure at height Meter for a period of One year from to on payment of fee of Rs condition of the By-laws should be reproduced.

Chief Officer
.....**Municipal Council**

Where the license is to be renewed the application for such renewal be made before the end of February of the year in which the period of the License expire,

License renewed from To on receipt of Rs..... As License fee.

Chief Officer
.....**Municipal Council**

Collector / Director (MA)
Dadra & Nagar Haveli,
Silvassa.

Silvassa
Dated /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory.
Urban Development Department

Notification
No.DNH/SMC/BYE LAWS/22/2017

The following draft Bye-Laws, subject to the previous sanction of the government the council proposes to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with sections 221 and 223 Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause (b) of Sub-Section (3) of Section 301 of the said Regulation and notice is hereby given that the draft of the said Bye-Laws will be taken into consideration on the expiry of a period of 15 days from the date of publication of this notification.

Any person who intend to make any objection or suggestion regarding these draft Bye-Laws, may send the same to the Chief Officer , Silvassa Municipal Council, Dadra and Nagar Haveli , Union Territory within the period specified above.

Any objections or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period, shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub-sections (1) & (2) of Section 301 read with Sections 221 and 223 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; by powers vested in as Collector Director (Municipal Administration), Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. **Short title and Commencement.** (1) These **Bye-Laws** may be called the Dadra and Nagar Haveli Silvassa Municipal Council **Solid Waste (Handling and Management) Bye-Laws, 2017.**

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

2. **Applicability.**

It extends to the whole of the Municipal areas including public places, private places, dwellings, trade and commercial centers. This Bye-Law shall apply to every generator of Municipal Solid Waste and to every premise under the ownership or occupation of any person within the limits of Silvassa Municipal Council.

2. **Definitions**

In this Bye-Law, unless the context otherwise requires:-

- (1) **Agent / Agency**

Means any person / entity appointed or authorized by the Municipal Council to act on its behalf, based on a mutual agreement between the Agent and the Municipal Council for discharge of duties or functions such as collection of waste, collection of charges/taxes/rates, segregation, treatment, disposal, etc.

- (2) **Bio-degradable waste**

Means the waste of plant and animal origin of a bio-degradable nature (compostable), putrescible or putrefied e.g. kitchen waste, food, flower, leaf litter, garden waste, animal dung, fish/meat waste and dead animals.

- (3) **Bio-methanation**

Means a process, which involves the enzymatic decomposition of organic matter by microbial action to produce methane- rich biogas.

(4) Bulky Wastes

Shall refer to wastes materials which cannot be appropriately placed in separate containers because of either its bulky size, shape or other physical attributes. These include large worn-out or broken household, commercial and industrial items such as furniture, lamps, bookcases, filling cabinets, and other similar items

(5) Bulk Generator

Means the owner , occupier or any other person representing owners and occupiers of any housing society / housing complexes restaurants, hotels, markets, industrial estates and shopping complexes / malls and includes any government or public office building or other source / premises that are specifically identified and notified by the Secretary Dadra and Nagar Haveli Municipal Council to be so.

(6) Bye law

Means a Bye law made under the Municipal Act, by notification in the Official Gazette.

(7) Compost

The product obtained by the controlled action of microbes / earthworms on bio-degradable matter Composting means a controlled process involving microbial decomposition of organic matter and includes vermin-composting also.

(8) Construction and Demolition waste (C&D waste)

Means non-hazardous wastes from building materials, debris and rubble resulting from construction, remodeling, and repair and demolition operations.

(9) Council

Means the Silvassa Municipal Council and where the context requires, its Agents(s), contractors.

(10) Delivery

Means handing over of any category of solid waste to a Municipal worker or any other person appointed / authorized or licensed by the Silvassa Municipal Council for taking Delivery of such waste or depositing it in any vehicle provided by the Dadra and Nagar Haveli Municipal Council or by any other authorized or licensed vehicle provided by the Dadra and Nagar Haveli Municipal Council to do so.

(11) Drain

Includes a sewer a house drain, a drain of any description, a tunnel, a culvert, a ditch, a channel and any other device for carrying of sewage, offensive matter polluted water, waste water, rain water or subsoil water.

(12) E-waste

E-waste means waste electrical and electronic equipment whole or in part or reject from their manufacturing and repair processes, which are intended to be discarded.

(13) Energy

Means the energy used for processing and those generated by the processing or in the cleaning thereof or in the removal of such matter there from.

(14) Filth

Includes offensive matter and sewage.

(15) Fuel

Means the energy consumed for the collection, transportation, processing and disposal of wastes or generated as a by-product of processing in the form of solid, liquid or gas.

(16) Fuel Charges

Fuel charges incurred for the collection transportation, processing and disposal of waste.

(17) Garbage

Means biodegradable waste resulting from the handling, storage, sale preparation, cooking and serving foods.

(18) Garden waste

Means waste from parks, garden or originating from the process of maintaining them and include grass clippings, weeds woody material such as pruning, branches, twigs, woods chipping, dead leaves and tree trimmings, which cannot be accommodate in the daily collection system for bio-degradable waste.

(19) Generator

Those who generate or cause to the generation of waste.

(20) Hazardous waste

Means any waste which by reason of any of its physical, chemical, reactive, toxic, flammable, explosive or corrosive characteristic causes danger or health and environment whether alone or when in contact with other wastes or substances.

(21) House gully

Means a passage or strip of land constructed set apart or utilized for the purpose of serving as or carrying a drain or affording access to a latrine, urinal, cesspool or other receptacle for filth or other polluted matter, by Dadra and Nagar Haveli, Municipal Council employees or other person employed in the removal of such matter there from.

(22) Horticulture wastes

Means bulk waste from parks, gardens, traffic, islands etc and includes grass clippings, annual weeds and woody 'brown' carbon-rich material such as pruning, branches, twigs, wood chipping, straw or dead leaves and tree trimmings, which cannot be accommodated in the daily collection system for bio-degradable.

(23) Landfill

Means a waste disposal site for the deposit of residual solid waste in a facility designed with protective measures against pollution of ground water surface water and air fugitive dust, wind – blown litter bad odour, fire hazard, bird menace, pests or rodents, greenhouse gas emissions, slope instability and erosion.

(24) Municipality

Means the Dadra and Nagar Haveli, Municipal Council and where the context requires, its Agent(s), contractor.

(25) Municipal Solid waste

Includes commercials, residential and other wastes generated in the Municipality area in either solid or semi-solid form excluding industrial hazardous waste, but including treated bio-medical waste.

(26) Nuisance

Includes any act, omission, places or thing which comes or likely to cause injury, danger, annoyance or offences to the sense of sight, smelling or hearing or which is or may be dangerous to life injurious to health or property.

(27) Litter

Domestic or commercials solid/liquid waste thrown or deposited which by its shape, size, quantity, nature create or tends to create un cleanliness or a danger or nuisance to public health, safety or welfare and prevent the legitimate use of the place.

(28) Littering

Means putting litter as prohibited by the bye-law in such manner and in locations that it falls descends, blows, is washed, percolates or otherwise escapes or is likely to fall, descend blow, be washed percolate or otherwise escape into or onto any public place. Or causing permitting or allowing litter to fall, descend, blow, be washed, percolate or otherwise escape into or onto any public place.

(29) Narrow Gully

Means a passage, constructed, or utilized for the purpose of serving as or carrying a drain or affording access to the latrine, urinal, cesspool or other receptacle for filling with polluted matter or in the cleaning thereof or in the removal of such matter there from.

(30) Neighbor

Means a clearly defined locality, with reference to its physical layout, character or inhabitants.

(31) Occupier

Includes any person or entity that for the time being is in occupation of, or otherwise using any land or building or part thereof, for any purpose what so ever.

(32) Offensive matter

Includes animal carcasses, kitchen or stable refuse dung, dirt and putrid or putrefying substances other than sewage.

(33) Owner

- a. Means any person who exercises the rights of an owner of any building, or land or part thereof or with from time to time is vested the legal title to premises; and if owner is not present for the time being those lease holder and tenants are considered as owners for the purpose of the Bye-Law.
- b. In the case where the person in whom the legal title is vested is insolvent or deceased, or is under any form of legal disability what so ever, the person in whom the administration and control of such person's property is vested as curator, trustee, executor, administrator, judicial manager, liquidator or other legal representative.
- c. In any case where the Silvassa Municipal Council is unable to determine the identity of such person, a person who is entitled to the benefit of the use of the premises or a building or buildings thereon.

(34) Person

Means any person or persons and shall include any shop or establishment or firm or juristic person company or association or body of individuals whether incorporated or not and their Agents.

(35) Place of origin

Means public or private places which are not the point of origin but intended for the storage segregated collection by the owner, tenant or those who are engaged in the management.

(36) Point to point collection

Means the system of collection of Municipal Solid Waste from specific pick-up [points as designed by the Municipality, up to which the generator must bring the collected and stored waste for delivery to vehicle so appointed by the Municipality.

(37) Premises

Means any land or building or part of a building and includes:

- (a) The gardens, ground and out-houses, if any appertaining to a building or part of a building; and
- (b) Any fitting affixed to a building or part of a building for the more beneficial enjoyment thereof.

(38) Private street

Means any street which is not a public street and includes any passage securing access to two or more places belonging to the same or different owners.

(39) Public place

Includes any road, arch road viaduct, lane, footway, alley or passage, highway, causeway, bridge, square alley or passage whether a thoroughfare or not , over which the public have a right of passage, and such places to which the public has access such as parks, gardens, recreation grounds, playgrounds, beaches, water bodies, water courses, public plazas and promenades , government and Municipal buildings , public hospitals, markets, slaughter houses, courts etc.

(40) Public road

Means any road, street or throughout or any other place (whether a thoroughfare or not) which is commonly used by the public or any section thereof or to which the public has a right of access, and includes-

- a. The verge of any such road, street or through fare;
- b. Any bridge, ferry or drift traversed by such road, street or thoroughfare; and
- c. Any other work or object forming part of or connected with or belonging to such road, street or thoroughfare.

(41) Receptacle

Means any container, including bins and bags, used for the storage of any category of Municipal waste.

(42) Recycling

Means the process of transforming segregated non-biodegradable solid waste into raw materials for producing new products, which may or may not be similar to the original products.

(43) Refuse

Means any waste matter generated out of different activities, processes degradable / non-degradable /inert in nature in either solid or semi-solid from which cannot be consumed, used or processed by the generator in its existing form.

(44) Refuse removal charges

Means fees or charges notified by the Silvassa Municipal Council from time to time for collection, transport and disposal of Municipal Solid Waste from different categories of waste generators.

(45) Rubbish

Includes ashes, broken bricks, broken glasses, dust, mortar and refuse of any kind which is not filth.

(46) Sanitation

Means the promotion of hygiene and the prevention of disease and other consequences of ill health relating to environmental factors.

(47) Schedule

Means a schedule to these Byelaws.

(48) Segregation

Means to separate Municipal Solid Waste into the specified groups of bio-degradable, hazardous, bio-medical, construction and demolition, bulk garden and horticulture and all other inert waste.

(49) Solid waste

Means any discarded solid or semi-solid material generated or brought in the Municipal limits.

(50) Source

Means the premises in which waste is generated primarily or a community storage centre used by owners / occupiers of one more premises for segregated storage of Municipal Solid Waste.

(51) Street

Shall mean any road, footway, square, court, alley, gully or passage, accessible whether permanently or temporarily to the public and whether a thoroughfare or not, and shall include every vacant space and shall include also the drains or gutters therein or either side or the land, whether covered or not by any pavement, verandah or other erection, up to the boundary of any abutting property, not accessible to the public.

(52) Storage

Means the temporary containment of Municipal Solid Waste in a manner so as to prevent littering attraction to vectors, stray animals and excessive foul odour.

(53) Transportation

Means conveyance of Municipal Solid Waste from place to place for the purpose of collection processing and disposal.

(54) Transfer

The transfer of waste was generated within the Silvassa Municipal Council limits to agents or employees of the Silvassa Municipal Council or to the vehicles, storage area or places designed for the purpose.

(55) Silvassa Municipal Council

Means the Notified Area of Council or Municipality or City Corporation.

(56) Vehicle

Includes a carriage, truck, hand-cart, tricycle, auto –rickshaw, motor vehicle and every wheeled conveyance which is used or is capable of being used on a street.

(57) Ward

Means an Administrative Ward of Silvassa Municipal Council unless specified otherwise.

4. POWER TO DECLARE SOLID WASTE FREE / SANITATION ZONES

- (1) The Silvassa Municipal Council reserves power to declare, by a resolution of General body of the Council, passed by at least two-third majority, any area within the limits of the Municipal Council, as waste-free area/solid waste free sanitation zones.
- (2) Any such resolution will be immediately sent to the Director who shall have authority to annual any such resolution in general public interest.
- (3) In such areas, the Silvassa Municipal Council by notification can prohibit the dumping (being not, less than two months from the date of publication of the notification) as may be specified in the notification.

5. PROHIBITION ON DUMPING AND LITTERING

- (1) No person shall dump , deposit , discharge , spill or release waste , or cause or permit such waste to be dumped , discharged , spilled or released, whether or not the waste is in a container or receptacle, in or at any place , whether publicly or privately owned, including but not limited to vacant land ,rivers, waterways , catchments, sewers and storm water drains, except in a container or at a place which has been specially indicated , provided or set apart for such purpose. No person shall place or cause to be placed rubbish or offensive matter on a public street at the time other than the time specified and except in the receptacle provided or specified.
- (2) No person shall allow rubbish, filth etc to accumulate on premises for more than twenty four hours.
- (3) The prohibition referred to in Bye-Laws 5(1) shall apply to any person who, for whatever reason, opens a receptacle containing waste material and dumps, deposits, discharges , spills or releases such waste onto a public street and who thereafter fails to return such waste material to the receptacle.
- (4) No person shall deposit rubbish, solid waste, skin, carcasses or filth:-
 - (a) in any street or in any unoccupied ground alongside any street or any public or private place.
 - (b) in any dustbin or in any vehicle not intended for the removal of the same ;
 - or
 - (c) in any vehicle or vessel intend for such removal save for the purpose of deodorizing or disinfecting the same.
- (5) No person shall, while driving a vehicle, or while being conveyed in a vehicle, throw or deposit waste on any public road or any private premises within the Silvassa

Municipal Council and no driver of a vehicle shall allow or permit any passenger in such vehicle to throw or deposit such waste in a like manner.

- (6) The occupant of any premises within the Silvassa Municipal Council shall be primarily responsible for the sanitary condition of the premises and any receptacle or container on the premises. The power of any unoccupied property shall be primarily responsible for the sanitary condition of the property. It shall be unlawful for any person to place, deposit or allow to be placed or deposited on his premises or property any solid waste, except as permitted by the terms of this Bye Law.
- (7) Silvassa Municipal Council reserves the right to ban sale, purchase and use of any items including but not limited to polythene, plastic bags, poisonous spray within Silvassa Municipal Council area, so as to regulate solid waste disposal, and manage any threat to the environment.
Provided that any such resolution shall be sent to the Director, who shall have the authority to annual any such resolution in general public interest.
- (8) No one shall indulge in the production, distribution, storage, sale and use of banned items.

6. SEGREGATION , COLLECTION , STORAGE AND DELIVERY OF MUNICIPAL SOLID WASTE

- (1) Segregation of waste into six specified groups .Every generators Solid Waste shall store in or separate the waste at the source of waste generation into the following six categories:-
 - (a) Bio-degradable Waste.
 - (b) Hazardous waste generated from households / establishments.
 - (c) Bio-medical waste from households.
 - (d) Construction and demolition waste.
 - (e) Bulk garden and horticulture waste including recycled tree trimmings.
 - (d) All other non-biodegradable waste including recycled and non-recycled waste.
- (2) The 'bins' shall have easy to operate design for handling and transfer of wastes. Bins for storage of bio-degradable wastes shall be painted Green, those for storage of recyclable wastes shall be painted blue and those for storage of other wastes shall be painted Black.
- (3) Delivery of segregated waste
Waste shall be kept unmixed/segregated and stored and delivered in the above specified groups to those who are specifically detained for the purpose. If the waste delivered in the above specified groups to those who are specifically detained for the purpose. If the waste delivered is found to be mixed, this will be considered a breach of the Bye-laws, and a fine will be applied as per the Scheduled of Fines. Repeated breach may also result in other penal measure.
- (4) Bio-degradable waste
Segregated Bio-Degradable Municipal Solid Waste if not composed by the generator , shall be stored by generators of such waste within their premises in closed containers and its delivery shall be ensured by every such generated to the persons employed for collection. Wet wastes (food and other) should not be delivered of in plastic carry bags
It shall be the responsibility of the commercial generators of bulk bio-degradable waste such as hotels, restaurants, catering units, marriage halls, hospitals, private markets, fish/meat processing units, etc, to setup their own facilities for waste treatment. It is made mandatory by this notification to setup and maintain such facilities and a condition when issuing license to them. If it is of the opinion of the Chief Officer after inspection that certain commercial generators are not in position to setup such facility due to land constraint he may direct that these commercial generators shall deliver the bio-degradable waste to collection vehicle provided for specified generators of bulk bio-degradable waste or to the designated biodegradable waste storage centers from where the Silvassa Municipal Council shall collect such wastes daily at such times as the concerned Secretary/Executive Officer /Commissioner may notify from time to time. The generators of such wastes are liable to pay

fees for the service provided to them by the Silvassa Municipal Council as fixed depending on the quantity of wastes.

- (5) The Silvassa Municipal Council shall, where possible, provide a refuse removal service for all occupied premises within the refuse removal area and the occupier of any premises shall be liable for all charges levied for such service, irrespective of whether or not such service is utilized and regardless of, whether or not the service is provided on a day other than normal day of collection. Any charges levied for such service shall be prescribed in the Silvassa Municipal Council's tariff of charges.
- (6) It shall be the duty of any household/person, who has generated bulk waste and is unable to remove or dispose of the waste by himself, to inform Chief Officer, by such means as Council may by resolution decide. Chief Officer will, on receipt of such information, shall cause such waste to be removed as soon as may be, on payment of such fees as the council may prescribe.
- (7) The occupier of premises shall within seven days of the occupation of such premises notify the Chief Officer writing that the premises have been occupied and whether the service the occupier requires relates to the removal of domestic, or trade refuse, or a combination of these.
- (8) The occupier of any premises shall ensure that all refuse generated on such premises is placed and kept in refuse containers, refuse bins, bags or other receptacles which shall be covered or sealed and retained on the premises until they removed .
- (9) No hot ash , unwrapped glass fragments or other refuse which may cause damage to the Silvassa Municipal Council's containers or bins , or injury to the persons or vehicles employed in removing refuse from any premises , shall be placed in any containers, bins or bags unless appropriate steps have been taken to avoid any damage or injury.
- (10) No material , including any liquid, which by reason of its mass or other characteristics is likely to render any refuse container , refuse bins, bag or other receptacle unreasonably difficult for the Silvassa Municipal Council's employees to handle, shall be placed therein.
- (11) Every refuse container or refuse bin on or outside any premises shall be covered by means of a lid or other covering so as to prevent any nuisance or health hazard and any such container or bins shall be kept clean and in a hygienic condition.
- (12) Tender coconut shells, banana leaf and brunches must be cut and collected separately and delivered separately.
- (13) PET bottles shall be taken back by sellers and delivered to the collectors.
- (14) Whenever any hazardous waste is stored, generated or treated on any premises, the Chief Officer by written notice served on the owner or occupier of such premises-
 - a) Prohibit the removal, disposal, treatment, storage, conveyance or handling of such hazardous waste or
 - b) Order the removal, disposal or treatment of such hazardous waste in a specified manner and at certain times within a period stipulated in such notice.
- (15) If such owner or occupied fails to comply with the terms of notice contemplated by this Bye law, he / she shall be guilty of an offence punishable under section 221, 222 and 223 of regulations and the Silvassa Municipal Council may remove, or cause to be removed dispose of or treat such hazardous waste in any suitable manners and recover the expenses incurred in doing so from such owner or occupier.
- (16) No person shall
 - a) remove or convey hazardous waste from any premises; or
 - b) convey or transport hazardous waste on or over any public road, unless such hazardous waste is securely and properly contained in a receptacle or vehicle designed to prevent spillage or contamination.

- (17) The Chief Officer may, by written notice served on the owner or occupier of premises on which hazardous waste is generated, stored, treated or disposed of, require such owner or occupier to provide the Chief Officer in writing with such particulars, verified by a suitably qualified industrial chemist, as may be stipulated in such notice, relating to – the quantity and composition of hazardous waste generated on such premises, and the method of storage, treatment or disposal of such hazardous waste.
- (18) The owner or occupier shall in similar manner inform the Silvassa Municipal Council of any change in the quantity or composition or the method of storage, treatment or disposal of such hazardous waste.
- (19) Household hazardous waste shall be stored and delivered by every generator of waste to the collection vehicle which shall be provided weekly/periodically by municipality or any other agency authorized by the Silvassa Municipal Council for collection of such waste.
- (20) Household bio-Medical waste shall be stored and delivered by every generator of waste to the collection vehicle which shall be provided weekly periodically by municipality or any other Agency authorized by the Silvassa Municipal Council for collection of such wastes. It shall be the responsibility of the Silvassa Municipal Council for dispose in a manner that is mandated by Andaman & Nicobar Pollution Control Committee in accordance with the Bio-Medical Waste (Management & Handling) Rules 1998 (as amended to date) through their own facilities or through the agencies that have setup such facilities.
- (21) It shall be the responsibility of the hospital and health care established to store untreated Bio-Medical wastes in specified type of covered receptacles. It shall be the responsibility of the generators of such waste for disposal in manner that is mandated by Andaman & Nicobar Pollution Control Committee in accordance with the Bio-Medical Waste (Management & Handling) Rules 1998 (as amended to date) through their own facilities or through the agencies who have setup such facilities persons or establishments shall not dump Bio-Medical waste along with other wastes in any form in waste container intended for storage of other wastes.
- (22) Construction and Demolition waste (C&D Waste) shall be stored and delivered separately. It will be the responsibility of the generator to store the Segregated C&D waste at source. The Generator must then call a local Help-line of the Silvassa Municipal Council or the Agent of Silvassa Municipal Council, who will then send a vehicle to pick up the segregated C&D waste from the generator, with a specified charge, and then further transport this wastes to a processing center or disposal site.
- (23) Wherein the opinion of the Silvassa Municipal Council, excessive rubble, rubbish other debris or waste materials is allowed to accumulate on a site before or during building operations, it may, by written notice, order the owner of such site to have rubble, rubbish, other debris or waste materials removed within the period specified in such notice.
- (24) Any owner who fails to comply with such notice shall be guilty of an offence punishable a/s 221 and the Silvassa Municipal Council may remove such rubble, rubbish, other debris or waste materials from such site and may recover the costs of such removal from the owner.
- (25) Any person erecting or demolishing any building shall remove any surplus material and matter arising from such erection or demolition, failing which the Silvassa Municipal Council may, by written notice, order the owner of such building to have such surplus material and matter removed within a period specified in such notice.
- (26) Any person who fails to comply with a provision of or a notice served on such person in terms thereof, shall be guilty of an offence.
- (27) All other Non-biodegradable waste-recyclable and non-recyclable shall be segregated and stored and delivered by every generator of waste to the employees or agencies appointed by the Silvassa Municipal Council's on specified days and at such times as may be notified by the concerned Secretary, Executive Officer / Commissioner. Persons or establishments shall not mix trade wastes such as rubber chappal-cuttings, leather trimmings, car seat-covers, cloth, etc, with biodegradable.
- (28) Disposal by burning of any type of solid waste at roadsides, dump sites, or any private or public property is prohibited.

- (29) It shall be the responsibility of the owner to remove any obstruction caused in street by fall of trees, etc within 12 hours of fall.
- (30) The organizers of a public event/gathering shall clean the hired hall/ground within 24 hours from the event.
- (31) Contravention of any above said provisions shall invite penalty or punishments as specified in the schedule.
- (32) Action against Transport Contractors /Silvassa Municipal Council Employees, Silvassa Municipal Council should take strict and swift action against the Transport Contractor and / or Municipal employees, including levying a penalty, if any worker of the contractor or any Municipal Employee mixes segregated waste at any point of collection; or does not pick up waste as per the specified time schedule.
- (33) The employees of the Silvassa Council engaged in rubbish and solid waste management service prohibited from depositing waste at a place other than specified etc. No employee of the Silvassa Municipal Council engaged in rubbish and solid waste management service shall throw or place any domestic waste , dust, ashes , refuse, rubbish or trade refuse or any excrementitiously or polluted matter on any street or in any place not provided for the purpose or buy or burn or place or keep in any street any vehicle or carriage for the removal of solid waste , excrementitiously or polluted matter, or suffer the same to remain in any street for any greater length of time than is reasonably necessary.
- (34) It is mandatory for every Household, Hotels, Restaurants, Office complexes and all other Commercial establishments to collect and dispose off the waste by adopting door to door garbage collection scheme on chargeable basis as approved by the Silvassa Municipal Council from time to time.

7. GENERAL PROVISIONS FOR SANITATION

- (1) No person shall bathe, spit, urinate, defecate, feed /slaughter animal or birds, repair/wash vehicles, utensils or any other object or keep any types of storage in any public place except in such public facilities or conveniences specifically provided for any these purposes.
- (2) Temporary toilets shall be provided by the builder at construction sites, where a labour force is deployed for carrying out construction activities to prevent open defecation. Making of such prior provision should be one of the conditions while granting building permission and must be adhered to.
- (3) It shall be the responsibility of the owner of any premises to provide adequate toilets and sanitation facility for the residents or occupier of the said premises. Failure to do so shall invite penalties as specified in the schedule.
- (4) Silvassa Municipal Council through Chief Officer is authorized to seal and demolish any premises where toilet/sewerage/septic tank facilities have not been provided by the owners or occupiers.
- (5) Silvassa Municipal Council, through Chief Officer, may request any other department including electricity, road, PWD, water etc to cut-off the supply of essential services to the occupier who has refused to the occupier who has refused to comply to the directions of Chief Officer regarding Solid waste disposal/management/toilets/sewerage. The concerned department, on receipt of such request, shall within three days of such request, comply with the same.

8. ACCESS TO PREMISES

- (1) The occupier of premises shall grant the Silvassa Municipal Council access to the premises for the purpose of collecting and removing refuse and shall ensure that nothing obstructs, frustrates or hinders the Silvassa Municipal Council in the carrying out its service.
- (2) Wherein the opinion of the Silvassa Municipal Council, the collection or removal of refuse from any premises is likely to result in damage to the premises or to the Silvassa Municipal Council, the collection or removal of refuse from any premises is likely to result in damage to the premises or to the Silvassa Municipal Council's property, or injury to the refuse collectors or any other person, it may, as a condition of rendering a refuse collection service in respect of the

premises, require the occupier to indemnify it in writing in respect of any such damage or injury or any claims arising out of either.

9. NOTICE AND PENALTIES

- (1) The Silvassa Municipal Council may serve a notice on the occupier of any premises, requiring such occupier to clear any waste on such premises in manner and within a time specified in such notice.
- (2) If a person, on whom a notice has been served, fails to comply with the requirements imposed by the notice, such person shall be guilty of the offences defined under Dadra & Nagar Haveli Municipal Regulation and liable on conviction to the penalties prescribed from time to time by law
- (3) If a person on whom a notice is served, fails to comply with the requirements imposed by such notice. The Silvassa Municipal Council may-
 - a) enter on the premises and clear the wastes; and
 - b) recover from the occupier the expenditure incurred in having done so.
 - c) impose fine upon the occupier.
- (4) a. Where on any occasion, an officer of the Dadra and Nagar Haveli Municipal Council finds any person who, such officer has reason to believe on that occasion, has committed an offence under any sections of the Byelaw, he may serve a notice on that person offering such person the opportunity of discharging any liability to conviction for that offence by payment of a fixed penalty.
 - b. A notice under this section shall give such particulars of the circumstances alleged to constitute the offence as are necessary for giving reasonable information of the offence and shall specify:-
 - a) the period,
 - b) the amount of the fixed penalty; and
 - c) to whom, and the address at which, the fixed penalty may be paid.
 - c. The fixed penalty payable to the Silvassa Municipal Council in pursuance of a notice under this section shall be prescribed by the Silvassa Municipal Council from time to time.
- (5) Any person who contravenes or fails to comply with any provision of these bye laws shall be guilty of an offence and shall be liable on conviction to a fine or to imprisonment, or to both such fine and imprisonment or to such other penalty as determined by a Court of competent jurisdiction.
- (6) Any person who dump, deposit, discharge, spill or release waste, or cause or permit such wastes to be dumped, discharged, spilled or released, whether or not the waste is in a container or receptacle, in or at any place, whether publicly or privately owned, including but not limited to vacant land, rivers, waterways, catchments, sewers and storm water drains, except in a container or at a place which has been specially indicated, provided or set apart for such purpose is an offence and liable to be fined with Rs. 250/- on the spot; the order can be issued by an employee not below the rank of a Sanitary Inspector of the Silvassa Municipal Council and one who contravenes the order shall be liable to be prosecuted.

10. PENALTIES FOR CONTRAVENTION OF THESE BYE-LAWS

- (1) On and after the date of commencement of these Bye-laws, there will be a familiarization / warning period of 30 days, after which, any contravention of these Bye-laws shall be punishable with fines as per the Schedule of Fines (Schedule I) for every instance of breach of these Bye-laws. In case, the generator of waste is found contravening any of these Bye-laws next time, the fine amount will be doubled. The defaulter shall be liable for prosecution if he/she fails to remit the prescribed fine within 15 days.
- (2) The owner/ occupier shall be deemed to be guilty of the offence and shall pay the fine, if the responsible person for dumping waste in a private place is unidentified.
- (3) The establishments responsible for littering, dumping of dead animal carcasses shall be fined and will have to remit the fine.

- (4) Any owner/occupier who dump, deposit, discharge, spill or release waste, or cause or permit such wastes to be dumped, discharged, spilled or released in any privately owned place shall be liable to pay a fine of a sum of Rs. 1000/- and in the case of continuing contravention continues after conviction for the first such contravention.
- (5) If it becomes necessary on the part of the Silvassa Municipal Council to remove the waste then the responsible person or entity shall be liable to pay the expenses to the Silvassa Municipal Council and any failure will entail revenue recovery

11. ADMINISTRATIVE CHARGES

- (i) Nothing in these bye-laws prevents Silvassa Municipal Council to recover in addition to the fine prescribed under Daman Municipal Council Regulations and under any rules or bye-laws made thereunder—administrative charges for any extra expense incurred on removal or disposal of waste because of non-cooperation of any person.
- (ii) These administrative charges shall be such as decided from time to time by Silvassa Municipal Council by a resolution passed, by at least two-third majority, in its general body meeting.
- (iii) The administrative charges shall not exceed Rs. 1000 per day per violation.
- (iv) The administrative charges can be recovered only one week after they have been published.
- (v) The administrative charges shall not be challenged in any court of law on the ground that they do not represent actual costs of removal or disposal of waste.

12. MISCELLANEOUS PROVISIONS

- (1) The information and documents in connection to the solid waste management is a public document. For citizens access to information under the control of Silvassa Municipal Council is provided under the Right to Information Act. In order to promote transparency and accountability in the working of Silvassa Municipal Council in this regard, the information will be available to the public subjected to the Municipalities Act and the Right to Information Act. The Silvassa Municipal Council Sanitary Officer shall be nominated as the Public Information Officer and the Chief Officer shall be the Appellate Authority.
- (2) It shall be the duty of Silvassa Municipal Council to protect all waste handlers from the ill-effects of their occupation and should be given annual medical examination and monitoring, given appropriate health education and free medical treatment if it is felt that the illness is occupation – related. Silvassa Municipal Council shall provide person protection equipment's and monitor that the same is used by the workers.
- (3) The Silvassa Municipal Council shall develop a management information system for effectively taking corrective measures as well as proper planning for future. Geographic Information System (GIS) shall be introduced and MIS may be integrated in this system. There should be route maps and duty charts with each of the supervisory staff, who should check whether work on site is going as per schedule and whether vehicles and manpower are giving their optimum output.

13. POWER AND RESPONSIBILITIES OF THE SILVASSA MUNICIPAL COUNCIL

- (1) Rubbish and other solid waste to be the property of the Silvassa Municipal Council. All the rubbish and soil waste collected by the employees or contractors of Silvassa Municipal Council and the Carcasses of the dead animals deposited in any public receptacles, depot or place shall be the property of Silvassa Municipal Council and they may dispose of the same by auction or otherwise.
- (2) Every Silvassa Municipal Council make adequate arrangements for the daily removal of rubbish, soil wasted, filth and carcasses of animals generated within its limits including private

- places. Silvassa Municipal Council shall arrange the daily sweeping and cleansing of the streets and removal of sweepings there from.
- (3) Silvassa Municipal Council has the right to review every five (5) years or as the need arises the soil waste management plan for purposes of ensuring its sustainability, liability effectiveness and relevance any relation to local and international development in the field of soil waste management;
 - (4) The Silvassa Municipal Council shall determine the capacity of refuse bins, bags or receptacles which shall minimize by occupiers for refuse removal purposes, or the number of such bins, bags or receptacles and the days on which the service shall operate.
 - (5) The Silvassa Municipal Council or a private waste service provider, may deliver containers to premises if, having regard to the quantity of refuse generated on the premises concerned, the suitability of such refuse for storage in containers, and the accessibility and adequacy of the provided by any premises for refuse collection vehicles, such refuse collection vehicles, such refuse would, in the opinion of the Silvassa Municipal Council, be more appropriate stored in containers rather than bins.
 - (6) Any containers delivered by the Silvassa Municipal Council or a waste service provider, in items of this section shall remain in the ownership of the Silvassa Municipal Council or the private waste service provider, as the case may be.
 - (7) An occupier of premises shall be liable for the replacement or repair costs of lost, stolen or damaged containers at the applicable replacement cost of such containers.
 - (8) An occupier of any premises shall provide sufficient space and any other facilities deemed necessary on such premises for the storage of containers delivered by the Silvassa Municipal Council or a private waste service provider.
 - (9) Containers shall be located as to permit convenient access to and egress from such premises by the Silvassa Municipal Council Refuse collection vehicles or by the vehicles of private waste services provider.
 - (10) It shall be the responsibility of the local bodies to market the compost and evolve suitable mechanism for the sale.
 - (11) Silvassa Municipal Council should utilize to the fullest extent practicable all available facilities and expertise within the scrap processing and recycling industry for processing and marketing recyclable materials from Municipal waste.
 - (12) The Silvassa Municipal Council should, to the greatest extent practicable, procure and use products and materials with recycled content and procure and use that are recyclable.
 - (13) A resource recovery facility to be operated inside the Silvassa Municipal Council within city as part of a complete Municipal Waste Management Plan.

14. PROVISION FOR THE PROCESSING OF SOLID WASTE

(1) The Silvassa Municipal Council may, for the purpose of recycling, treating, processing and disposing of solid wastes or converting such solid wastes into compost or any other matter construct, acquire, operate, maintain and manage any establishment within or outside the Municipal area and run it on a commercial basis or may contract out such activity.

(2) Silvassa Municipal Council may make adequate arrangements for the treatment of solid wastes for the preparation of compost and the disposal of it by sale or other means.

(3) Within the sites for processing and disposal of waste identify suitable locations for:-

- a) Weighbridge
- b) Composting area
- c) Composting area
- d) Compost storage area
- e) Packing area
- f) Shredded plastic storage area

- g) Wash and change area
 - h) Security cabin
 - i) Secured landfill for the disposal of rejects
 - j) Site for RDF
 - k) Leachate treatment plant
 - l) parking area for vehicles
 - m) Vehicle washing area
 - n) Canteen
 - o) Quarters
 - p) Workshop for vehicles
 - q) Store room
 - r) Laboratory
 - s) Office space
- (4) While selecting site, the Dadra and Nagar Haveli Municipal Council shall take due care of the ground water table, land use etc of the site.
 - (5) It should be at least 500m away from habitations, tourist, areas, wetlands etc.
 - (6) It should be 3 meters above the local ground water level wherever possible, failing which the site level may need to be raised.
 - (7) A 500 m wide no development buffer zone to be declared to prevent objections by future inhabitants.
 - (8) The Waste processing and disposal site must be fenced to prevent unauthorized entry.
 - (9) The Silvassa Municipal Council shall improve existing roads or make new ones and maintain the same.
 - (10) Silvassa Municipal Council shall provide a green belt to improve the environment.
 - (11) The waste processing or disposal facilities shall include facility based on state-of-the art technology duly approved by concerned authorities
 - (12) The waste processing area should be covered and it shall be provided with impermeable base with facility for collection of leachate and surface water run-off into lined drains leading to a leachate treatment and disposal facility.

15. PROVISION FOR FINAL DISPOSAL OF SOLID WASTE

- (1) Every Silvassa Municipal Council shall identify and notify suitable land within or outside the municipal area for the purpose of final disposal of wastes.
- (2) While notifying the land, health and environment aspects shall be taken into consideration by the Silvassa Municipal Council.
- (3) The Silvassa Municipal Council shall provide for decentralized processing plants wherever and whenever possible, and opt for centralized land fill site. The Silvassa Municipal Council shall find suitable and adequate land for processing and disposal of waste keeping in view the requirement for at least the next 20-25 years. The landfill site for the rejects should preferably be the same parcel of land as the composting site. Or very nearby, to minimize the cost of handling, transporting and land filling the rejects.
- (4) Land fill site should be developed as specified in MSW rules (Schedule III)
- (5) Necessary precautions shall be taken to minimize nuisance of odour, flies, rodents, birds, menace and fire hazard.
- (6) Process rejects shall be removed on a regular basis shall be sent for well designed landfill site.
- (7) Rejects and non biodegradable waste shall be landfilled according to standard procedure.
- (8) Wastes should be spread in thin layers and compacted to achieve a high density of Waste.
- (9) The waste may be covered on a day to day basis with thick layer if inert materials such as construction wastes or soil to avoid any foul smell and breeding of rodents and insects.

- (10) After completion of landfill, a final cover shall be designed to minimize infiltration and erosion.
- (11) To minimize erosion of the final cover, plantation or vegetation cover may be made to sustain native plant growth.
- (12) Rain water flow into the land fill area should be prevented.
- (13) Run-off from landfilled areas should not enter well or water body.
- (14) Regularly monitor nearby water quality.
- (15) Public gardens with land-scaping may be developed in stages on the landfill in such a manner that stagnation of rainwater does not take place and rainwater runoff the site.
- (16) Records may be maintained of date, time and quantity of wastes received site and the number of trips made by each transport vehicle .
- (17) After completion of land fill a minimize final raised cover of soil or construction waste of at-least 30 cm shall be provided and maintained to ensure run-water from the surface.
- (18) Maintaining the integrity and effectiveness of final cover, including making repairs to the cover as necessary to correct the effective of settlement, subsidence, erosion or other events and preventing rain water run-on and run-off from eroding or otherwise damaging the final cover.
- (19) Monitoring ground water in accordance with requirement and taking corrective measures as and when required.
- (20) Monitoring of landfill gases levels of methane, for ensuring compliance as per the prescribed standards.
- (21) Planned use of closed landfill sites can commence after ensuring that the landfill gases, leachate and ground- water analysis permit such use.
- (22) Installation of landfill gas control system including gas collection system shall be made at landfill site.
- (23) Ambient air quality at the landfill site and at the vicinity shall be monitored.

16. PROVISION FOR LEACHATES COLLECTION AND TREATMENT

- (1) Provisions for managements of leachates collection and treatment shall be made. The treated leachates shall meet the standards specified in Schedule- IV for of MSW Rules.
- (2) It shall be incumbent on the Silvassa Municipal Council to establish a leacheate treatment plant along with a windrow composting facility and landfill site as per the MSW rules.
- (3) The leacheate plant shall be able to treat the leacheate both from the processing plant and the land fill.
- (4) The Silvassa Municipal Council shall identify appropriate technology for leacheate treatment.

17. RESPONSIBILITY OF ELECTED MEMBERS

- (1) The administrative powers to implement the provisions of this Byelaw and the resolutions passed by a Council shall be vested in the Chief Officer and he/she shall be directly responding for the proper discharge of the functions imposed by or under this bye law.
- (2) The Chief Officer shall-
 - a. Supervise and control the acts done and steps taken by the officers and employees of the Silvassa Municipal Council in solid waste management.
 - b. Exercise such other powers and perform such other functions that may be conferred or entrusted under the provisions of this Bylaw or the rules made there under.
 - c. The Chief Officer may, in emergent circumstances, direct the execution of any work or performance of any act related to solid waste management, in respect of which sanction of the Council is necessary

and in his/her opinion the immediate execution or performance of which is necessary for the safety of the public and may also direct that the expenses incurred for the execution of such work or performance of such act be paid from the fund of the Silvassa Municipal Council.

18. RESPONSIBILITY OF CHIEF OFFICER OF SILVASSA MUNICIPAL COUNCIL

- a. He / She will be responsible for engaging temporary and permanent systems for the collection, storage, processing and disposal of solid waste .
- b. To sign contracts for the solid waste management.
- c. To deploy employees for the execution of solid waste management.
- d. Publish and circulate notices and orders.
- e. Utilize the resources as authorized in accordance with the decision of the council.
- f. Prepare reports, documents and minutes and keep the same.
- g. Direct to pay waste removal fees/charges to those concerned.
- h. Order the payment of fines in respect of contraventions of the provisions of the Bye law.
- i. Under necessary circumstances cancel contracts, notices or orders.
- j. Order on the spot fines on establishments of offences.
- k. Order to control or stop the release or disposal of waste water.
- l. The Secretary of the local governments have the right to enter at any reasonable time public or private property In the Silvassa Municipal Council jurisdiction to inspect and investigate conditions concerning solid waste management and control.
- m. To take necessary steps after inspection regarding solid waste management.

19. RECOVERY OF FINE OR OTHER DUES.

In addition to the procedure specified in Dadra Nagar Haveli Municipal regulation , it shall be lawful for Chief Officer to order sealing , attachment /sale of property where sum total of fine/other dues exceed Rs.50000/-. It shall also be lawful for Chief Officer to order cancellation of basic services of the defaulter in the manner provided in Bye-Laws 7(5).

Provided no such sealing, attachment or sale of distressed property shall be made without giving the defaulter a reasonable opportunity of being heard and minimum two months time to pay dues

20. AMMENDMENTS OF SOLID WASTE MANAGEMENT BYE-LAW

Implementation, handling and compliance of this bye-law will be amended time to time based on the rules notified/amended by Ministry of Environment & Forest and climate change for Management and handling of Solid waste.

21. FINANCIAL PROVISIONS FOR IMPOSING PENALTIES AND USER CHARGES

SCHEDULE-I Penalties

Sr.no	Subject of Contravention / Violation	Fine For Violation In rupees	Fine For Repeated Violation in rupees
1	Dumping and littering in any public place	250/-	1000/- per day
2	Disposing wastes outside the storage containers	250/-	500/ per day
3	Allowing rubbish , filth, etc, to accumulate on premises	1000/-	
4	Unlawful and improper disposal of carcasses rubbish and filth	500/-	
5	Failure to keep once premises clean	250/-	500/-
6	Production , distribution, storage, sale and of banned plastic items	1000/-	5000/-
7	For delivering waste that is not segregated and storage in separated bins as specified	250/-	500/-
	a) Individual		
	b) Bulk generator		
8	Failure on the part of bulk generators to construct own facilities for waste treatment	1000/-	5000/- per day
9	Dumping hazardous waste in public or private places	250/-	500/-
10	Dumping bio-medical waste along with others wastes	10000/-	
11	For not removing Construction and Demolition waste in a segregated manner as specified	5000/- per ton	
12	For fixing and delivering trade waste with bio-degradable waste	1000/m3	
13	For disposal of waste by burning	250/-	5000/-
14	Failure to remove obstruction caused in street by fall of trees etc, within 12 hours of fall	1000/-	
15	Failure of organizers of a public event , gathering to clean the hired hall/ground within 24 hours from the event	1000/-	
16	Worker of the contractor or any Municipal employees mixes segregated waste at any point of collection ; or does not pick up waste as per the specified time schedule	500/-	1000/-
17	Employee of the Silvassa Municipal Council depositing waste at a place other than specified etc	500/-	1000/-
18	Not taking part in the solid waste management's system of Silvassa Municipal council	2000/-	
19	Littering in any public place , bathing , spitting, defecating , urinating , washing clothes and utensils, washing vehicles etc	250/-	
20	For not providing temporary toilets at construction sites	1000/-	
21	Denial of access to Silvassa Municipal Council to the premises	1000/-	
22	Failure to comply with notices	500/-	5000/-

SCHEDULE –II

Product specifications of compost

Sl.No.	Parameter	Specifications
1	Moisture ,percent by weight	10.0-25.0
2	Color	Dark Brown to Black
3	Odour	Absence of foul odour
4	Particle size	Minimum 85% should pass through 4.0 mm IS sieve

5	Bulk Density (g/cm ³)	0-1.0
6	Total Organic Carbon, percent by weight, minimum	8.0-16.0
7	Total Nitrogen (as N), percent by minimum	0.3-0.7
8	Total Phosphates (as P ₂ O ₅), percent by minimum	0.5-2.0
9	Total potash (as K ₂ O), percent by minimum	0.3-0.7
10	C:N ratio	20:1 or less
11	pH	6.0-8.0
12	Conductivity (as dsm)	Not more than 4.0-8.0
13	Pathogens	Nil
14	Heavy Metal Contents (as mg/kg) by weight , maximum	
	Arsenic (as As ₂ O ₃)	10
	Cadmium (as Cd)	5
	Chromium (as Cr)	50
	Copper (as Cu)	300
	Mercury (as Hg)	0.15
	Nickel (as Ni)	50
	Lead (as Pb)	100
	Zinc (as Zn)	1000

SCHEDULE-III

DOOR TO DOOR MONTHLY USER CHARGES FOR STAKE HOLDERS

Sl.No.	Agencies	User Charges Per unit/ Per month in Rupees
1	Households	50
2	Grocery, departmental and other shops	150
3	Hotels & Restaurants	1000
4	Vegetable	300
5	Meat shops	500
6	Private/ Government establishments	300
7	Schools & Colleges	150
8	Others (commercials)	50 to 100
9	Street vendors	@50 rupees per day.

These rates shall be considered as basic rates and it shall be increased / compounded @ 10% every years.

**Collector / Director (MA)
Dadra and Nagar Haveli,
Silvassa**

Silvassa

Dated /07/2017

(To be published in Part II, Section 3, Sub-section (ii) of the Extra Ordinary Gazette of the Dadra and Nagar Haveli Union Territory Administration, dated the.....March, 2017)

Administration of Dadra and Nagar Haveli, Union Territory
Urban Development Department

Notification

No.DNH/SMC/BYE LAWS/15/2017.

The following draft Bye-Laws subject to the previous sanction of the Government, the council propose to make in exercise of the powers conferred by sub-sections (1) & (2) of Section 301 and read with sections 104, 197 and 201 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 are hereby published, as required by clause(b) of sub-section (3) of Section 301 of the said Regulation and notice is hereby given that draft of the said rules will be taken into consideration on the expiry of a period of fifteen days from the date of publication of this notification.

Any person who intends to make any objection or suggestion regarding these Bye-Laws, may send the same to the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli, Union Territory within the period specified above.

Any objection or suggestions, which may be received by the Chief Officer, Silvassa Municipal Council, Dadra and Nagar Haveli within aforesaid period shall be considered by the Council.

Draft Bye-Laws

In exercise of the powers conferred by sub sections (1) & (2) of Section 301 and read with sections 104, 197 and 201 of the Dadra and Nagar Haveli Municipal Council Regulation, 2004 the Silvassa Municipal Council hereby makes the following Bye-Laws; by powers vested in as Administrator, Dadra and Nagar Haveli under Sub-Section (1) of Section 301 of the said Regulation, I hereby sanction the draft Bye-Laws namely;

1. Short title and commencement: - (1) These **Bye-laws** may be called the Dadra and Nagar Haveli Municipal Council **Drainage Tax and Water Charges Bye-laws, 2017**.
(2) They shall come in to force on the date of their publication in the Official Gazette.
2. Definitions: - In these Bye-laws, unless the context otherwise requires: -
 - (a) "Form" means a Form appended to these Bye-laws;
 - (b) "Licensee" means a person to whom a license has been issued under these Bye-laws;
 - (c) "Regulation" means the Dadra and Nagar Haveli Municipal Council Regulation, 2004;
 - (d) "Section" means section of the Regulation; and
 - (e) words and expressions used but not defined in these Bye-laws shall have the meanings respectively assigned to them in the Regulation.
3. Levy of drainage tax: - (1) The Tax shall be levied at one half per cent of the rateable value of the building or land within the Municipal area which are actually connected or deemed to be connected with the Municipal drainage system.
(2) A premises and every tenement therein and in the case of mills and factories, all buildings and lands within the premises of such mills or factories, shall be deemed to be connected with the Municipal drainage system when a drainage line is laid within fifty meters of any land or building, unless the connection is refused by the Chief Officer on any ground other than non-compliance by the owner of the conditions imposed for granting connection.
Explanation: - The rate able value has the same meaning as attached to that expression in section 110.
4. Exemption from levy of drainage tax: - The tax shall not be levied in respect of the following buildings and lands: -

- (a) those belonging to the Municipal Council, Village Panchayat and other public or co-operative institutions, except those let out on rent;
 - (b) those devoted to public religious, charitable and education purposes; and
 - (c) building or lands the annual rent of which is not more than **12000** rupees.
5. Recovery of drainage tax: - (1) The tax shall be recovered in the same manner as property tax.
(2) In the case of a connection with the Municipal drain made any time after the beginning of the year or half year, the full amount of yearly or half yearly tax shall be levied.
6. Power of council to levy water charges: Council levy water charges based on actual consumption or at a fixed rate. The charges for connection, and the rates at which water charges shall be levied, shall be determined by the council by a resolution passed with two-third majority. Provided that the resolution shall be approved by the Director before it comes in to effect. Provided further that every such resolution shall be published in official gazette and at least two local newspapers.
7. Persons from whom tax leviable: - The tax shall be levied from the persons specified in section 121.
8. Remission of tax: - Remission of the tax may be made to any extent by the Council in cases in which it is satisfied that the recovery of the amount proposed for remission would entail undue hardship on a poor person.
9. Circumstances in which remission not permissible: - Remissions under clauses (a) and (b) of sub-section (2) of section 123 shall not be granted for vacancies for less than ninety consecutive days and shall not exceed one half or be less than one sixth of the amount of the annual tax or of the installment of the tax on the building or land:
Provided that, no such remission shall: -
- (a) be granted unless notice in writing of the fact of the building or land being vacant has been given to the Chief Officer; and
 - (b) take effect for any period previous to the day of the delivery of such notice.
- Explanation:* - A building which is not absolutely vacant and contain any furniture or other kit or which is kept ready for occupation shall not be deemed to be vacant under section 123, even if it is otherwise unoccupied.
10. Notice about transfer of ownership: - A person transferring to another the ownership of a building or land or in any manner ceasing to be the owner thereof, shall nevertheless continue to be liable to pay the tax unless notice in writing of the transfer or cessation of ownership has been give, to the Chief Officer.
11. Maintenance of assessment, demand, and collection registers: - The assessment, demand, and collection registers in respect of tax shall be maintained in the Form annexed to these Bye-laws.
12. Water connection form: Water connection form will be as specified in FORM-B.

Form
(See Bye-law 10)
Assessment, Demand, and Collection Registers

House/Premises No.
Area/Ward

Name of Owner/authorized person.

Location:

Year of Taxation	Demand of Property Tax (Rate able amount)	Demand of Drainage tax (5% of rate able amount)		Recovery of Drainage tax		Receipt No.	Date	Outstanding amount		Signature
		1 st Half Yearly	2 nd Half Yearly	1 st Half Yearly	2 nd Half Yearly			1 st Half Yearly	2 nd Half Yearly	
1	2	3	4	5	6	7	8	9	10	11

