

# SUGAR (CONTROL) ORDER, 1966

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## AMENDMENTS MADE TO THE ORDER :-

1. G.S.R. 1193/Ess/Com/Sugar	Dt. 01-08-66
2. G.S.R. 1747/Ess/Com/Sugar	Dt. 16-11-67
3. G.S.R. 1915/Ess/Com/Sugar	Dt. 06-08-69
4. G.S.R. 621/Ess/Com/Sugar	Dt. 08-04-70
5. G.S.R. 1266/Ess/Com/Sugar (First)	Dt. 07-09-71
6. G.S.R. 1380/Ess/Com/Sugar (Second)	Dt. 17-09-71
7. G.S.R. 100/Ess/Com/Sugar (Third)	Dt. 27-12-71
8. G.S.R. 387 (E) Ess/Com/Sugar	Dt. 22-08-72
9. G.S.R. 25 (E) Ess/Com/Sugar	Dt. 31-01-74
10. G.S.R. 596 (E) Ess/Com/Sugar	Dt. 30-08-77
11. G.S.R. 436 (E) Ess/Com/Sugar	Dt. 14-06-99

## MINISTRY OF FOOD, AGRICULTURE, COMMUNITY DEVELOPMENT AND CO-OPERATION (Department of Food)

### ORDER

New Delhi, the 10th June, 1966

**G.S.R. 912/Ess. Com/Sugar.**- In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely :-

**1. Short title, extent and commencement.**- (1) This Order may be called the Sugar (Control) Order, 1966.

(2) It extends to the whole of India, <sup>4</sup>[x x x x]

(3) It shall come into force at once.

<sup>\*2</sup>[[**2. Definitions.**- In this Order, unless the context otherwise requires-

<sup>8</sup>[(a) a 'bulk consumer\*' means a halwai, sweetmeat seller or a confectioner,]

<sup>3</sup>{<sup>8</sup>[(aa)] 'Indian Sugar Standard Grades' means the grades represented by the standard sealed samples of sugar in bottles issued by the Director, National Sugar Institute, Kanpur, conforming to the standards prescribed by the Indian Standard Institution;}

<sup>11</sup>[(aaa) 'importer' means a person engaged in the business of buying sugar from any country other than India and selling the same in India.]

<sup>3</sup>[(b)] 'producer' means a person carrying on the business of manufacturing sugar;

<sup>3</sup>[(c)] 'recognised dealer\*' means a person carrying on the business of purchasing, selling or distributing sugar, and licensed under the Order relating to licensing of sugar dealers for the time being in force in a State or Union

Territory.]]

**3. Power to regulate production of sugar.-** The Central Government may, by order published in the Official Gazette, direct that no sugar shall be manufactured from sugarcane except under and in accordance with the conditions specified in a licence issued in this behalf, whether on payment of a fee or otherwise.

\*<sup>11</sup>[**4. Power to restrict sale, etc. of sugar by producers or importers.-** The Central Government may direct that no producer or importer shall sell or agree to sell or otherwise dispose of, or deliver or agree to deliver any kind of sugar or remove any kind of sugar from the bonded godowns of the factory in which it is produced or from the warehouses of the importers except under and in accordance with a direction issued in writing by the Central Government:

Provided that this clause shall not affect the pledging of such sugar by any producer or importer in favour of any scheduled bank as defined in clause (e) of section 2 of the Reserve Bank of India Act, 1934 (2 of 1934) or any corresponding new bank constituted under section 3 of the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970 (5 of 1970) and no such bank shall sell the sugar pledged to it except under and in accordance with a direction issued in writing by the Central Government.]

#### COMMENTS

The Central Government has given certain directions regarding sale etc, under this Clause. Please see Notifications at the end of the Order.

**5. Power to issue directions to producers and dealers.-** The Central Government <sup>2</sup>[x x x] may, from time to time, by general or special order, issue to any \*<sup>11</sup>[producer or importer] or recognised dealer, or any class of \*<sup>11</sup>[producer or importer] or recognised dealers, such directions regarding the production, maintenance of stocks, storage, sale, grading, packing, marking, weighment, disposal, delivery and distribution of <sup>2</sup>[any kind of] Sugar as it <sup>2</sup>[x x x] may deem fit.

<sup>6</sup>[**5A. Sugar attached by Government officers, etc. not to be sold without directions.-** Where any stock of sugar with any \*<sup>11</sup>[producer or importer] or recognised dealer is attached or seized,-

(i) by any officer of the Central or a State Government in accordance with the provisions of any enactment for the time being in force, or

(ii) in pursuance of any proceedings in a civil court,

the sugar so attached or seized shall not be ordered to be sold unless the officer or court is satisfied that directions have been issued by the Central Government under clause 5 regarding the sale of such sugar,]

**6. Power to regulate movement of sugar.-** The Central Government <sup>2</sup>[x x x] may, by general or special order, direct that no person shall transport or offer or accept for transport whether by road, rail or water all or any \*<sup>2</sup>[kind] of sugar except under-

- (a) a general or special permit issued in this behalf;
- (b) a military credit note :

Provided that nothing in this clause shall apply to the transport of sugar not exceeding one kilogram as part of the personal luggage of a bonafide traveller.

<sup>3</sup>[7. Power to regulate quality of sugar :-

(a) The Central Government may prescribe the quality of sugar in terms of Indian Sugar Standard Grades to which all or any kind of sugar should conform at the time of delivery in pursuance of the direction issued to a producer under clause (f) of sub-section (2) of section 3 of the Essential Commodities Act, 1955, or clause 5 of this Order.

(b) When the Central Government is of the opinion that any stock of sugar with any producer is below any of the Indian Sugar Standard Grades of Sugar, it may direct the producer to reprocess the said stock with a view to conform to one or more of the Indian Sugar Standard Grades of Sugar] <sup>8</sup>[or to sell it only to bulk consumers for use in the manufacture of their products.]

8. <sup>2</sup>[Omitted]

<sup>2</sup>[9. Utilisation of sugar taken delivery of in pursuance of an Order under section 3 (2)(f) of Act.- Where any person, class of persons or organisation takes delivery of sugar from any producer in pursuance of a direction made under clause (f) of sub-section (2) of section 3 of the Act, such person, class of persons or organisation, as the case may be, shall-

(i) utilise the sugar so taken delivery of for the purpose for which such delivery was taken and for no other purpose;

(ii) submit to the Chief Director within fifteen days of the utilisation of the sugar so taken delivery of, a certificate to the effect that the sugar has been utilised for the purpose for which it was taken delivery of.]

10. Power to call for information, etc.- The Central Government <sup>2</sup>[x x x] or any person authorised in this behalf by the Central Government may, with a view to securing compliance with this Order, or to satisfy itself <sup>2</sup>[x x x] that any order or direction issued under this Order is complied with-

(a) require any <sup>\*11</sup>[producer or importer] or recognised dealer to furnish within such period, or at such intervals as may be specified, such information, returns or reports and in such forms as may be required; and

(b) prescribe the manner in which accounts of any sales, purchases or other transactions of sugar should be kept.

11. Powers of inspection, entry, search, sampling, seizure etc.- <sup>2</sup>[(1)] <sup>2</sup>[x x x] Any officer authorised by the Central Government in this behalf may-

(a) direct any <sup>\*11</sup>[producer or importer] or recognised dealer to maintain such records as he may specify;

(b) direct any <sup>\*11</sup>[producer or importer] or recognised dealer to furnish such information as he may require;

(c) inspect or authorise any person to inspect any books or any documents or stocks of sugar belonging to or under the control of a <sup>\*11</sup>[producer or importer]

or a recognised dealer,

(d) enter and search or authorise any person to enter and search-

(i) any place where sugar is manufactured including the machinery installed therein;

(ii) any place in which there is reason to believe that sugar is stored in contravention of this Order;

(e) draw or authorise any person to draw, in accordance with the procedure laid down in clause 12, samples for examination-

(i) from any stock of sugar belonging to, or under the control of, a producer or recognised dealer;

(ii) from any consignment of sugar in the course of its delivery or despatch by a producer;

(f) stop and search or authorise any person to stop and search-

(i) any person transporting sugar, or

(ii) any vehicle, vessel or other conveyance used or capable of being used for the transport of sugar, in contravention of this Order;

(g) seize or authorise the seizure of any sugar in respect of which he has reason to believe that a contravention of this order has been, is being or is about to be, committed, along with the packages, coverings or receptacles in which sugar is found or the animals, vehicles, vessels or other conveyances used in carrying such sugar and thereafter take or authorise the taking of all measures necessary for securing the production of such packages, coverings, receptacles, animals, vehicles, vessels or other conveyances in a court and for their safe custody pending such production.

#### COMMENTS

Vide Notification, G.S.R. 406(E)/Ess.Com./Sugar dated 16.4.87, the Collectors, Sub-divisional Magistrates, Tehsildars, Naib-Tehsildars and Enforcement Inspectors and other senior officers of the Food & Civil Supplies Department have been authorised to exercise the powers under this sub-clause.

<sup>2</sup>[(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.]

**12. Procedure for drawing samples.**- <sup>5</sup>[(1)] Subject to the provisions of sub-clause (e) of Clause 11, the person drawing the samples shall follow the procedure as hereunder :-

<sup>7</sup>[(a)] The samples shall be drawn in the presence of a producer or recognised dealer, as the case may be, or a representative of the producer or recognised dealer;

<sup>7</sup>[(b)] A separate sample shall be drawn from each lot consisting of sugar bags declared by the producer or recognised dealer to have the same grade of sugar;

<sup>7</sup>[(c)] \*<sup>1</sup>["The sample drawn shall be divided into three portions and each portion shall be put in a separate container which shall be sealed both by the

person drawing the sample and the producer or recognised dealer, as the case may be, or his representative with their respective seals and shall also be signed by both.]

<sup>7</sup>[(d)] Two such portions shall be forwarded to the Directorate of Sugar and Vanaspati and the third shall be left with the producer or recognised dealer, as the case may be, or his representative.

<sup>5</sup>{(2) Out of the two sealed portions of the sugar sample received in the Directorate of Sugar and Vanaspati under sub-clause (1), one sealed portion shall be examined by the Grading Committee to determine its quality with reference to the Indian Sugar Standard grades in force for the year in which the sugar was manufactured. If the grade of the said portion of the sugar sample is found by the Grading Committee to be lower than the grade declared by the producer or recognised dealer, as the case may be, the Directorate of Sugar & Vanaspati shall forward the other sealed portion of the sugar sample, as received, to the National Sugar Institute, Kanpur for determining its grade and the grade determined by the said Institute shall not be called in question.

<sup>10</sup>[(3) For the purposes of sub-clause (2), 'Grading Committee' means the Committee consisting of five Group A Officers of the Directorate of Sugar, appointed by the Chief Director, to grade samples of sugar. A majority of the members of the Committee so appointed shall be required to constitute a quorum for meetings of the Committee]}

\*<sup>1</sup>[13. **Certificate regarding samples drawn, etc.-** A certificate to the effect that each of the samples drawn is representative of the lot from which it was drawn shall be furnished alongwith the particulars of the samples, in the form set out in the Schedule hereto annexed, to the person drawing such sample by the producer or recognised dealer, as the case may be, or his representative and such certificate shall be countersigned by the person drawing the samples and an endorsement to the effect that the procedure prescribed under clause 12 has been followed shall be made thereunder by the person drawing the samples and such endorsement shall be countersigned by the producer or recognised dealer, as the case may be, or his representative.]

**14. Compliance of Orders -** Every \*<sup>11</sup>[producer or importer] or recognised dealer or other person to whom any order or direction is issued under any powers conferred by or under this Order, shall comply with such order or direction.

**15. Delegation of Powers. -** The Central Government may, by notification in the Official Gazette, direct that all or any powers conferred upon it by this Order shall, subject to such restrictions, exceptions and conditions, if any, as may be specified in the direction, be exercisable also by-

(a) any officer or authority of the Central Government.

(b) a State Government or any officer or authority of a State Government.

16. <sup>2</sup>[Omitted]

**17. Repeal and Saving.**- (1) The Sugar (Control) Order, 1955 and any order made by the Central Government or a State Government or any authority regulating or prohibiting the production, supply & distribution of sugar and trade or commerce therein are hereby repealed except as respects things done or omitted to be done under any such order before the commencement of this Order.

(2) Notwithstanding such repeal, an order made by any authority, which is in force immediately before the commencement of this Order and which is consistent with this Order, shall continue in force and all appointments made, prices fixed, licences and permits granted, and directions issued under any such order and in force immediately before such commencement shall like wise continue in force and be deemed to be made, fixed, granted or issued in pursuance of this Order.

**\*1[[ THE SCHEDULE**  
(See Clause 13)

I. (1) Certificate:

This is to certify that Shri.....(here enter designation), Directorate of Sugar and Vanaspati, Ministry of Food, Agriculture, Community Development and Co-operation, Government of India has drawn in my presence, a sample in triplicate from the consignment of sugar under despatch, as per particulars given below. The sample is truly representative of the lot from which it is drawn and each of the three portions has been properly packed and sealed with my seal and the official seal of the Inspecting Officer and has also been signed by me and the drawing officer. Of the three portions of the sample, one has been retained by us.

Counter-signature of the Officer drawing the sample, Designation	Signature of the producer/recognised dealer/accredited representative. Designation
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(2) The sample has been drawn in accordance with the procedure prescribed under clause 12 of the Sugar (Control) Order, 1966.

Counter signature of the producer/recognised dealer/accredited representative. Designation	Signature of the officer drawing the sample. Designation
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Date

Date

Forwarded to the Directorate of Sugar & Vanaspati, Ministry of Food, Agriculture, Community Development & Co-operation, New Delhi alongwith the two samples of sugar referred to above out of the triplicate samples drawn from consignment under despatch.

Signature of the officer drawing sample.

II. The particulars of sugar sample drawn from consignment under despatch form M/S.....

Drawing officer sample number	Date of drawing sample	Wagon/ truck No. in which sugar loaded and from which sample drawn	No. of bags loaded	Factory's Godown and Lot No. from which sugar loaded	Relevant excise Gate pass No. and date
1	2	3	4	5	6
Name and address of the consignee to whom sugar booked	Destination Station	Season of production of sugar	Grade marked declared by the factory	Government Release Order No. and date against which sugar despatched	Remarks
7	8	9	10	11	12

III. Impression of the seals used for sealing the sample : (a) Producer/Recognised dealer or his representative (b) Official seal of the Officer taking the sample

To,

The Chief Director,  
Directorate of Sugar and Vanaspati,  
Ministry of Food, Agriculture, Community  
Development and Co-operation,  
(Department of Food)  
Jamnagar House, New Delhi-11.

- Note :-
1. All the bags in a single consignment declared to contain sugar of one grade shall constitute a lot. If a consignment is declared to consist of different grades, the bags of each grade shall constitute separate lot.
  2. One form should be used to cover the sugar bags loaded in one wagon, truck etc.]].

[No. 1-9/66-SPy.]

Sd/-

(K.L. Pasricha)  
Joint Secretary

## List of Important Notifications issued under the Sugar (Control) Order, 1966

S.No.	Particulars	Date	Remarks
<b>NOTIFICATIONS ISSUED BY THE CENTRAL GOVERNMENT</b>			
1.	*G.S.R. 914/Ess.Com./Sugar	10-06-66	Superseded by G.S.R. 1098 dt. 22-07-70
2.	*G.S.R. 915/Ess.Com./Sugar	10-06-66	Ex-factory price fixed
3.	G.S.R. 917/Ess.Com./Sugar	10-06-66	
4.	G.S.R. 918	10-06-66	
5.	G.S.R. 919	10-06-66	
6.	*G.S.R. 920	10-06-66	Rescinded vide G.S.R. 655 dt. 27-04-71.
7.	G.S.R. 921	10-06-66	
8.	*G.S.R. 922 -	10-06-66	Superseded vide G.S.R. 135 dt. 12-06-70.
9.	G.S.R. 1750/Ess.Com./Sugar	20-11-67	
10.	*G.S.R. 1752/Ess.Com./Sugar	20-11-67	Rescinded vide G.S.R. 416(E) dt.16-08-78.
11.	G.S.R. 2556/Ess.Com./Sugar	01-11-69	
12.	*G.S.R. 1250/Ess.Comm./Sugar	30-08-71	Superseded by Notification G.S.R. 1342 dt. 14-09-71
13.	*G.S.R. 1251/Ess.Com./Sugar	30-08-71	Superseded vide G.S.R. 493 dt.09-10-78
14.	*G.S.R. .../Ess.Com./Sugar	03-09-71	Amendment to Noti. No. 1251 dt.30-08-71
15.	*G.S.R. 1343/Ess.Com./Sugar	14-09-71	<del>do</del>
16.	*G.S.R. 1342/Ess.Com./Sugar	14-09-71	Rescinded vide G.S.R. 415 dt.16-08-78
17.	*G.S.R. 24(E)/Ess.Com./Sugar	11-01-72	Amendment to Noti. No. 1251 dt.30-08-71
18.	*G.S.R. 213(E)/Ess.Com./Sugar	28-03-72	Superseded vide G.S.R. 406(E) dt.16-04-87.
19.	*G.S.R. 309(E)/Ess.Com./Sugar	15-06-72	Rescinded vide G.S.R. 414(E) dt.16-08-78.
20.	*G.S.R. 758(E)/Ess.Com./Sugar	09-08-76	Amendment to G.S.R. 1342 dt.14-09-71.
21.	** G.S.R. 9(E)/Ess.Com./Sugar	04-01-78	Modi. to G.S.R.1251 dt.30-08-71
22.	*G.S.R. 162(E)/Ess.Com./Sugar	04-03-78	Superseded by G.S.R. 493(E) dt.09-10-78.
23.	*G.S.R. 493(E)/Ess.Com./Sugar	09-10-78	Rescinded vide G.S.R. 28(E) dt. 16-01-79.
24.	G.S.R. 500(E)/Ess.Com./Sugar	17-10-78	
25.	*G.S.R. 28(E)Ess.Com./Sugar	16-01-79	Superseded by G.S.R. 449(E) dt. 19-07-79.
26.	G.S.R. 345(E)/Ess.Com./Sugar	04-06-79	



S.No.	Particulars	Date	Remarks
27.	*G.S.R. 415(E)/Ess.Com./Sugar	28-06-79	Superseded vide G.S.R. 247 dt.09-05-80.
28.	*G.S.R. 449(E)/Ess.Com./Sugar	19-07-79	Superseded vide G.S.R. 531(E) dt.06-09-79.
29.	*G.S.R. 464(E)/Ess.Com./Sugar	01-08-79	Amend. to Noti. G.S.R. 415 (E) dt.28-06-79.
30.	*G.S.R. 499(E)/Ess.Com./Sugar	18-08-79	Amend. to Noti. G.S.R. 449(E) dt.19-07-79.
31.	*G.S.R. 531(E)/Ess.Com./Sugar	06-09-79	Superseded vide G.S.R. 60(E) dt.26-02-80.
32.	*G.S.R. 617(E)/Ess.Com./Sugar	13-11-79	Amendment to G.S.R. 213(E) dt.28-03-72.
33.	*G.S.R. 698(E)/Ess.Com./Sugar	17-12-79	Superseded vide G.S.R. 195(E) dt.02-04-80.
34.	*G.S.R. 60 (E)/Ess.Com./Sugar	26-02-80	Superseded vide G.S.R. 410(E) dt.14-07-80.
35.	G.S.R. 195(E)/Ess.Com./Sugar	02-04-80	
36.	*G.S.R. 247 (E)/Ess.Com./Sugar	09-05-80	Superseded vide G.S.R. 487(E) dt.27-04-89.
37.	*G.S.R. 267(E)/Ess.Com./Sugar	17-05-80	Amendment to Notification dt.26-02-80.
38.	** G.S.R. 409(E)/Ess.Com./Sugar	14-07-80	
39.	*G.S.R. 410(E)/Ess.Com./Sugar	14-07-80	Superseded vide G.S.R. 362(E) dt.24-09-82.
40.	*G.S.R. 493(E)/Ess.Com./Sugar	27-08-80	Amendment to G.S.R. 247(E) dt.09-05-80.
41.	**G.S.R. 308(E)/Ess.Com./Sugar	24-04-81	
42.	*G.S.R. 426(E)/Ess.Com./Sugar	03-07-81	Corrigendum to G.S.R. 308(E) dt.24-04-81.
43.	*G.S.R. 362(E)/Ess.Com./Sugar	29-04-82	Superseded vide G.S.R. 391 (E) dt.22-05-84.
44.	*G.S.R. 76(E)/Ess.Com./Sugar	18-02-84	Superseded vide G.S.R. 392(E) dt.22-05-84.
45.	*G.S.R. 391(E)/Ess.Com./Sugar	22-05-81	Superseded vide G.S.R. 1193(E) dt.21-12-88.
46.	**G.S.R. 392(E)/Ess.Com./Sugar	22-05-84	
47.	**G.S.R. 43(E)/Ess.Com./Sugar	23-01-85	
48.	*G.S.R. 634(E)/Ess.Com./Sugar	05-08-85	Amendment to G.S.R. 391(E) dt.22-05-84
49.	**G.S.R. 775(E)/Ess.Com./Sugar	19-05-86	
50.	*G.S.R. 902(E)/Ess.Com./Sugar	24-06-86	Rescinded vide G.S.R. 858(E) dt.26-09-89.
51.	G.S.R. 406(E)/Ess.Com./Sugar	16-04-87	
52.	*G.S.R. 662(E)/Ess.Com./Sugar	17-07-87	Amendment to G.S.R. 902 (E) dt.24-06-86.
53.	**G.S.R. 820(E)/Ess.Com./Sugar	29-07-88	

S. No.	Particulars	Date	Remarks
54.	*G.S.R. 823(E)/Ess.Com./Sugar	29-07-88	Amendment to G.S.R. 247(E) dt.09-05-80.
55.	*G.S.R.1193(E)/Ess.Com./Sugar	21-12-88	Superseded vide G.S.R.:513(E) dt.09-05-89.
56.	*G.S.R. 27(E)/Ess.Com./Sugar	13-01-89	Amehdment to G.S.R.1193(E) dt.21-12-88.
57.	*G.S.R. 416(E)/Ess.Com./Sugar	31-03-89	Amendment to G.S.R. 247(E) dt.09-05-80.
58.	*G.S.R. 487(E)/Ess.Com./Sugar	27-04-89	Superseded vide G.S.R. 455(E) dt.20-04-90.
59.	**G.S.R. 510(E)/Ess.Com./Sugar	05-05-89	
60.	*G.S.R. 513(E)/Ess.Com./Sugar	09-05-89	Superseded vide G.S.R. 220(E) dt.18-04-91.
61.	*G.S.R. 555(E)/Ess.Com./Sugar	17-05-89	Amendment to G.S.R. 513(E) dt.09-05-89.
62.	*G.S.R. 570(E)/Ess.Com./Sugar	26-05-89	Amendment to G.S.R. 487(E) dt.27-04-89.
63.	*G.S.R. 858(E)/Ess.Com./Sugar	26-09-89	Noti. G.S.R. 902 (E) rescinded.
64.	*G.S.R. 38 (E)/Ess.Com./Sugar	31-01-90	Amendment to G.S.R. 513(E) dt.09-05-89.
65.	*G.S.R. 455(E)/Ess.Com./Sugar	20-04-90	Superseded vide G.S.R. 679(E) dt.31-07-90.
66.	**G.S.R.456(E)/Ess.Com./Sugar	20-04-90	
67.	*G.S.R. 679(E)/Ess.Com./Sugar	31-07-90	Superseded vide G.S.R. 736(E) dt.13-12-91.
68.	**No. S.C. - 2/89-90/FS/0	26-12-90	
69.	*G.S.R. 220(E)/Ess.Com./Sugar	18-04-91	Superseded vide G.S.R. 9(E) dt. 07-01-94.
70.	*G.S.R. 703(E)/Ess.Com./Sugar	27-11-91	--do-
71.	**G.S.R.736(E)/Ess.Com./Sugar	13-12-91	
72.	**G.S.R.842(E)/Ess.Com./Sugar	30-10-92	Superseded vide G.S.R. 442(E) dt.09-05-94
73.	*G.S.R.501(E)/Ess.Com./Sugar	08-07-93	Superseded vide G.S.R. 9(E) dt.07-01-94.
74.	**G.S.R. 9(E)/Ess.Com./Sugar	07-01-94	Superseded vide G.S.R.377 (E) dt. 11-04-94
75.	*G.S.R. 377(E)	11-04-94	Superseded vide G.S.R.338 (E) dt.07-04-95
76.	**G.S.R. 442(E)	09-05-94	Superseded vide G.S.R.268 (E) dt.13-04-99
77.	G.S.R.274(E)	20-03-95	Amdt. to G.S.R. 442(E) dt.09-05-94
78.	*G.S.R. 338(E)	07-04-95	Superseded vide G.S.R. 111 (E) dt. 14-02-96
79.	*G.S.R. 111(E)	14-02-96	Superseded vide G.S.R.449(E) dt.01-10-96



nominee of any such Government or Administrator, shall demand or receive from such Government Administrator, or nominee, any amount in excess of Rs. 15/- per quintal by way of advance prior to the despatch of the consignment where such consignment is required to be despatched by rail.

[No. 1 (5)/66-S.Py.]

\* \* \*

(3) **New Delhi, the 10th June, 1966**

**G.S.R. 919.-** In pursuance of clause 5 of the Sugar (Control) Order, 1966, the Central Government hereby directs that:-

(1) no recognised dealer shall sell sugar in excess of the quantity he is permitted to sell at any one time under such general or special order as the State Government or any officer authorised by it in this behalf may issue from time to time;

(2) no recognised dealer shall sell sugar to, or purchase sugar from, any other recognised dealer except in accordance with the directions issued to him by the State Government or any officer authorised by it in this behalf;

(3) every recognised dealer shall keep a register of retail dealers in sugar and bulk consumers of sugar -

(i) with whom he does business; or

(ii) who have been nominated by the State Government or any officer authorised by it in this behalf to purchase sugar from him, containing their names and addresses, the places at which they conduct their business, the quantity of sugar sold to each retail dealer in sugar or bulk consumer of sugar, the date on which it is sold and the price charged therefor;

(4) no recognised dealer shall -

(i) sell sugar except to a retail dealer in sugar or a bulk consumer of sugar whose name is contained in the register kept by the recognised dealer under sub-paragraph (3);

(ii) charge a price in excess of that determined on the basis of the ex-factory price actually paid, octroi and other local taxes actually paid, and such margin for incidental expenses and profit as may be fixed from time to time by the State Government or any officer authorised by it in this behalf;

(5) every recognised dealer shall display prominently the sale price of sugar according to the grades of sugar in stock with him, at the entrance to the place of his business or as near as possible thereto.

**Explanation** - In this Order "bulk consumer of sugar" shall mean a person who is not a retail dealer but to whom a recognised dealer sells sugar at wholesale rate for the purpose of consumption in his own establishment or undertaking or for the purpose of processing any food stuff.

[No.1 -9/66-S. Py.]

\* \* \*

(4) **New Delhi, the 10th June, 1966**

**G.S.R. 921.-** In exercise of the powers conferred by clause 11 of the Sugar

(Control) Order, 1966, the Central Government hereby authorises the officers mentioned in column 1 below to exercise the powers conferred under the said clause within the areas mentioned respectively against their names in column 2, namely :-

1	2
(i) All District Magistrates, Dy. Commissioners and Collectors of the districts in the states;	The local limits within which they exercise jurisdiction.
(ii) All Sub-divisional Magistrates,	-do-
x	x
x	x

[No. 1-9/66-S. Py.]

\* \* \*

(5) **New Delhi, Dt. 20.11.67**

**G.S.R. 1750/Ess.Com./Sugar** :- In exercise of the powers, conferred by section 5 of the Essential Commodities Act, 1955 (10 of 1955), read with clause 15 of the Sugar (Control) Order, 1966, the Central Government hereby directs that the powers conferred upon it by clauses 4, 5, 6, 10 and 11 of the said Order shall be exercisable also by the Chief Director, Additional Chief Director, an Officer on Special Duty, a Director or a Deputy Director in the Directorate of Sugar and Vanaspati, Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food).

2. This notification shall come into force with effect from the 23rd November, 1967.

\* \* \*

(6) **New Delhi, the 1st November, 1969**

**G.S.R. 2556/Ess. Com./Sugar** :- In exercise of the powers conferred by section 5 of the Essential Commodities Act, 1955 (10 of 1955), read with clause 15 of the Sugar (Control) Order, 1966 and in continuation of the notification of the Government of India in the Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food) No. G.S.R. 1750/Ess.Com./Sugar, dated the 20th November, 1967, the Central Government hereby directs that the powers conferred upon it by clause 7 of the said Order shall also be exercisable by the Chief Director, Additional Chief Director, an Officer on Special Duty, a Director or a Deputy Director in the Directorate of Sugar and Vanaspati, Ministry of Food, Agriculture, Community Development and Cooperation (Department of Food).

[No. 1-11/69-SPY]

\* \* \*

(7) **New Delhi, the 17th October, 1978.**

**G.S.R. 500(E)/Ess. Com./Sugar** :- In exercise of the powers conferred by clauses 4 and 5 of the Sugar (Control) Order, 1966, the Central Government hereby directs that the sugar which shall conform to I.S.S. specification shall be sold, despatched or delivered by a producer only to a sugar dealer licensed to deal in sugar under the Order relating to the licensing of sugar dealer for the

time being in force in a State or Union territory or to a nominee of the Government of Bhutan and the sale invoice issued by the producer shall indicate the name and full address of the consignee and his licence number :

Provided that the producer may utilise such quantity as he may consider necessary for production of sugar products, food products in which sugar is used and soft drinks in a factory owned by him. [No. 1-12/77-S.P.Y.]

\* \* \*

(8) **New Delhi, the 4th June, 1979.**

**G.S.R. 345(E)/Ess. Com./Sugar.**- In exercise of the powers conferred by clause 4 of the Sugar (Control) Order, 1966, the Central Government hereby directs that no producer of sugar by vacuum pan process shall sell or agree to sell or otherwise dispose of or deliver or agree to deliver sugar or remove sugar from the bonded godowns of the factory in which it is produced, except under and in accordance with a direction issued in writing by the Central Government.

2. This Order shall come into force with effect from the 5th June, 1979.

[No. 1-28/79-S.P.Y.(D-II)]

\* \* \*

(9) **New Delhi, the 2nd April, 1980.**

**G.S.R. 195(E)/Ess. Com./Sugar.** - In exercise of the powers conferred by clause 5 of the Sugar (Control) Order, 1966, and in supersession of the notification of the Government of India in the erstwhile Ministry of Agriculture & Irrigation (Department of Food) No. G.S.R. 698 (E)/Ess. Com./Sugar, dated the 17th December, 1979 the Central Government hereby directs that no producer of sugar, who is required under the directions issued by the Central Government to supply levy sugar to a State Government or an Administrator of a Union Territory or a nominee of any such Government or Administrator, shall demand or receive from such Government, Administrator or nominee, any amount in excess of Rs. 20/- per quintal by way of advance prior to the despatch of the consignment where such consignment is required to be despatched by rail.

(No. 1-12/78-SPY (DESK-11)]

\* \* \*

(10) **New Delhi, dated the 16th April, 1987**

**G.S.R. 406 (E)/Ess. Com/Sugar :-** In exercise of the powers conferred by clause 15 of the Sugar (Control)" Order, 1966 and in supersession of the Notification of the Government of India in-the late Ministry of Agriculture (Department of Food) No. G.S.R. 213 (E)/Ess. Com./Sugar, dated the 28th March, 1972, published in the Gazette of India, Extraordinary, Part II-Section 3-Sub-Section (i), dated the 28th March, 1972, except as respects things done or omitted to be done before such supersession, the Central Government hereby directs that the powers conferred on it by clause 11 of the said order shall be exercisable also by the officers mentioned in column (1) of the Table below within the areas specified in the corresponding entry in column (2) of the said Table.

## TABLE

1	2
(i) All District Magistrates, Dy. Commissioners and Collectors of the Districts in the states;	The local limits within which they exercise jurisdiction.
(ii) All Sub-divisional Magistrates,	-do-
XXXX	XXXX
(xvi) (a) Tehsildars and Naib Tehsildars in the State of Rajasthan.	Within their respective jurisdiction in the State of Rajasthan
(b) Officers of the Department of Food not below the rank of Enforcement Inspectors in Rajasthan.	-do-
XXXX	XXXX

[No. 1-4/87 SPY (D.II)]

(Pub. in Gaz. of India, Extra-Pt. II Sec. 3(i), Dt. 16-4-87)

\* \* \*

(11) New Delhi, April 13, 1999

**G.S.R. 268 (E)/Ess.Com./Sugar** - In exercise of the powers conferred by clause 5 of the Sugar (Control) Order, 1966 and in supersession of the Order of the Government of India in the erstwhile Ministry of Food number 442 (E) dated the 9<sup>th</sup> May, 1994, except as respects things done or omitted to be done before such supersession, the Central Government hereby directs that no producer shall -

(i) subject to the availability of sugar covered by an Order permitting such sale, refuse to sell sugar to a recognised dealer; or

(ii) sell and despatch less than monthly quota of sugar released to him for sale by the monthly order, within a period specified therein to any recognised dealer and that the particulars of despatches made during the month shall be reported by the producer within ten days from the date of expiry of the relevant monthly order in the format annexed with this Order, to the Chief Director (Sugar), Directorate of Sugar, New Delhi.

2. This Order shall come into force on the date of its publication in the Official Gazette.

## ANNEXURE

[See item (ii)]

**Monthly Return Relating to Despatches of Sugar Released for Freesale  
Under Clause 5 of the Sugar (Control) Order, 1966**

Name of Sugar factory .....		Month .....			
Particulars of despatches					
S. No.	Release Order Number and Date	Quantity released by Directorate of Sugar (Metric Tonnes)	Quantity despatched (Metric Tonnes)	Undespatched quantity, if any (Metric Tonnes)	Reasons
1	2	3	4	5	6

[No. 1-16/88-S.P.Y.D-II]

\* \* \*

**(12) New Delhi, November 22, 1999**

**G.S.R. 782 (E)/Ess.Com./Sugar** - In exercise of the powers conferred by Clause 4 of the Sugar (Control) Order, 1966, the Central Government hereby directs that no importer of sugar shall sell or agree to sell or otherwise dispose of, or deliver or agree to deliver imported sugar or remove imported sugar from the godowns in which it is stored except under and in accordance with the direction that may be issued in writing by the Central Government.

2. This Order shall come into force with immediate effect.

[F. No. 1-17/98-S.P.Y.(D-II)]

\* \* \*

**(13) New Delhi, December 29, 1999**

**G.S.R. 832 (E)/Ess.Com./Sugar** - In pursuance of Clause 4 of the Sugar (Control) Order, 1966, and in continuation of the order of the Government of India in the Ministry of Consumer Affairs and Public Distribution (Department of Sugar and Edible Oils) number G.S.R. 782 (E)/Ess.Com./Sugar, dated the 22<sup>nd</sup> November, 1999, the Central Government hereby directs that no importer of sugar shall sell or agree to sell or otherwise dispose of or deliver or agree to deliver imported sugar or remove imported sugar from the port of discharge or from the warehouses of the importers, except under and in accordance with the directions issued in writing by the Central Government.

2. This order shall continue along with the Order of the Government of India in the erstwhile Ministry of Agriculture & Irrigation (Department of Food) number G.S.R. 345 (E)/Ess. Com./Sugar, dated the 4<sup>th</sup> June, 1979 issued in respect of sugar produced in India and which is in vogue.

[F. No. 1,17/98-S.P.Y.(D-II)]

\* \* \*

**(14) New Delhi, August 20, 2001**

**S.O. 803 (E),-** In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) the Central Government hereby rescinds with immediate effect the following orders:

(i) GSR 449(E), dated the 1st October, 1996.

(ii) GSR 526(E), dated the 27th August, 1998.

(iii) GSR 591(E), Ess. Com./Sugar, dated the 7th July, 2000.

Provided that such rescission shall not affect:-

(a) the previous operations of the said orders or anything done or omitted to be done or suffered therein; or

(b) any right, privilege, obligation or liability acquired, accrued or incurred under the said orders; or

(c) any penalty, forfeiture or punishment incurred in respect of any offence committed against the said orders; or

(d) any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punished as aforesaid. and any such investigation, legal proceedings or remedy may be instituted or



continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the said orders had not been rescinded.

\* \* \*

(15) G.S.R. 80(E). – Dt. 26.02.2006 [Please see at the end of Levy Sugar Supply (Control) Order, 1979.]

\* \* \*

(16) G.S.R. 597(E).- Dt. 22.08.2009 [It relates to directions u/s 3(1) E.C. Act by Central Government - Please see at the end of E.C. Act, 1955]

\* \* \*

(17) **New Delhi, 11th May, 2012**

**S.O. 1059(E).**- In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955, read with Clauses 4, 5 and Clause 10 of the Sugar (Control) Order, 1966 and in supersession of the order of the Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Food and Public Distribution, No. S.O. 1310(E), dated the 31<sup>st</sup> July, 2007, except as respects things done or omitted to be done before supersession, the Central Government hereby directs that-

(a) a producer of sugar by vacuum pan process shall not be required to obtain release order from the Chief Director (Sugar), Directorate of Sugar for dispatch of non-levy sugar including raw sugar produced during sugar season 2011-12 for the purpose of export under Open General License (OGL) till further orders. This excludes export to the United States and member countries of the European Union under preferential quota;

(b) a producer of sugar or a merchant importer-exporter who has imported or imports raw sugar under Advance Authorisation Scheme and exports processed white or refined sugar for fulfillment of his export obligation –

(i) on 'grain-to-grain' basis, shall not be required to obtain an export release order;

(ii) on the 'ton-to-ton' basis shall be required to obtain an export release order, from the Chief Director (Sugar), Directorate of Sugar;

(c) The producer shall, in respect of exports referred to in clause (a)-

(i) Upload the information regarding consignment quantity and type etc. on the website <http://egrains.nic.in/e-sugar> within three working days from date of removal of sugar, in the pro forma as specified in Annexure-1, and a system generated acknowledgement of the same shall be obtained;

(ii) Ensure that the quantity dispatched for export gets physically exported and in the event of any dispatched quantity remaining un-exported within sixty days of the dispatch, it shall immediately inform the concerned Central Excise and Customs Authorities and the Cane Commissioner or Commissioner (Sugar) or Director (Sugar) of the concerned State Governments under intimation to the Chief Director (Sugar), Directorate of Sugar, giving reasons for such default;

(iii) Upload the details of physical export, on the website <http://egrains.nic.in/e-sugar> and furnish a self-certified copy of the same to the Chief

Director (Sugar), Directorate of Sugar within ten days of the succeeding month in the pro forma specified in Annexure-II;

(iv) Submit Annexure-1 and Annexure-II to the Chief Director (Sugar), Directorate of Sugar as per the time specified in sub-clause (i) and (iii) above respectively, through e-mail on cdsugar.export@nic.in;

(v) Obtain prior approval of the Chief Director (Sugar), Directorate of Sugar, before its disposal in the domestic market, where sugar dispatched for export gets damaged or becomes unfit for export for any reason whatsoever.

(a) There shall not be any exemption from levy sugar on the quantity of white or raw

sugar exported and producer of sugar shall maintain the requisite levy sugar stock equivalent to the levy sugar obligation including obligation on exported white or raw sugar.

2. Exports for which Release Orders have already been issued by the Directorate of Sugar are excluded from the purview of this order.

3. This order shall come into force from the date of its publication in the Official Gazette.

#### ANNEXURE I

To be uploaded on website <http://egrains.nic.in/e-sugar>

#### PROFORMA

Report on removal of sugar for export under OGL on.....

Name of the sugar factory:

Short Plant Name and Code No:

(In MT)

A.R.E-1 No.& date	Name of the exporter & IEC code	Quantity of Sugar Removed against ARE-1		
		Raw Sugar	White/ refined Sugar	Total
1	2	3	4	5
Total				

Note: - The furnishing of the above information should not be construed as proof of export by the sugar factory.

#### ANNEXURE-II

To be uploaded on website <http://egrains.nic.in/e-sugar>

#### PROFORMA

Monthly Report on physical export of sugar for the month.....

Name of the sugar factory :

Short Plant Name and Code No. :

A.R.E. 1 No. & date	System generated acknowle dgement No.	Name of the export er & IEC code	Quantity dispatched			Quantity exported			Quantity remaining unexported at the end of the month
			Raw sugar	White sugar	Total	Raw sugar	White sugar	Total	
1	2	3	4	5	6	7	8	9	10

(To be signed by an authorised representative of sugar factory)

Place:

Name: .....

Date: .....

Designation:

Note.- The furnishing of the above information should not be construed as proof of export by the sugar factory.

[F.No.1-16/2011-SPI]

\* \* \*

### NOTIFICATION ISSUED BY THE STATE GOVERNMENT UNDER THE ORDER

(1)

Jaipur, July 27, 1989

**S.O. 63.-** In pursuance of the powers conferred by clause (iv) of the order No. 1-16/88-SPY (D-II) dated 27th April, 1989 issued by the Government of India, in the Ministry of Food and Civil Supplies (Department of Food) vide G.S.R. 487(E)/Ess. Com./Sugar dated 27th April, 1989, under Sugar (Control) Order, 1966 and in supersession of this Department Order No. F. 17(23) FS/Legal/69 dated 21.5.80 (S.O. 174), the State Government hereby, specifies the Secretary, Food and Civil Supplies, Government of Rajasthan and the Collector of the district concerned as the authorities in the State to whom the producers shall send the weekly Return of despatches of free sale sugar released to the recognised sugar dealers in Rajasthan under the said clause of the order.

[No. F. 17(23)FS/Legal/69-II]

(Pub. in Raj. Gaz., Extra. Pt.4 (C) II, Dt. 27.7.89)

[N.B.- Notification No. G.S.R. 487 (E) dt. 27.4.89 has been superseded vide G.S.R. 455(E), dt. 20.4.90]

\* \* \*