

**FOOD, CIVIL SUPPLIES AND CONSUMER PROTECTION
DEPARTMENT**

Mantralaya, Mumbai 400 032, Dated the 28th April, 2011.

NOTIFICATION

LEGAL METROLOGY ACT, 2009.

No- WLM-2010/816/CR175/CP-4.— In exercise of the powers conferred by sub-sections(1), (2) and (3) of section 53 of the Legal Metrology Act, 2009 (I of 2010), and of all other powers enabling it in that behalf, the Government of Maharashtra after consultation with the Central Government, as required by sub-section (1) thereof, hereby makes following rules, to carry out the purposes of the Act, the same having been pre-published, as required by sub-section (4) of said section 53, namely :—

1. Short title and Commencement.— (1) These rules may be called the Maharashtra Legal Metrology (Enforcement) Rules, 2011.

(2) These Rules shall extend to the whole of the State of Maharashtra

(3) They shall come into force on 28th of April, 2011.

2. Definitions.— In these rules, unless the context otherwise requires,—

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

(b) “Form” means (a) form specified in the Schedules appended hereto;

(c) “repair” means any adjustment, cleaning, lubrication or painting to any weight or measure or rendering any other service or replacement of any parts to such a weight or measure to ensure that such a weight or measure conforms to the standards established by or under the Act, with or without disturbing sealing of the system;

(d) “Schedule” means a Schedule appended to these rules;

(e) “un-verified weight or measure” means a weight or measure which, being required to be verified, stamped and sealed under the Act, has not been so verified, stamped and sealed;

(f) Words and expressions used in these rules and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act.

3. Physical characteristics, configuration, constructional details of Weight or Measure.— Every Weight or measure used or intended to be used in any transaction or for protection shall conform as regards physical characteristics, configuration, constructional details, materials,

performance, tolerances and such other details, to the specifications as specified in by Legal Metrology (General) Rules, 2011.

4. Use of bullion weights, carat weights etc.— (1) No weight other than a bullion weight as specified in Legal Metrology (General) Rules, 2011, shall be used in any transaction in bullion including precious metals, pearls, ornaments or other articles made of gold, silver or platinum.

(2) No weight other than a carat weight shall be used in any transaction in precious stones.

(3) Only beam scale of class A or class B category or a non-automatic weighing instrument of special accuracy class (class I) or high accuracy class (class II) shall be used in any transaction referred to in sub-rules (1) and (2).

(4) Controller may issue instructions or directions or orders for use of specific type of weight or measure in any trade.

5. Use of weights only or measures only or number only in certain cases.— Except in the cases of commodities specified in Schedule I, the declaration of quantity in every transaction, dealing or contract, or for protection shall be in terms of the unit of,—

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

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

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

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

or

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

6. Licensing of manufacturer, repairer and dealer of Weight or Measure.— (1) Every manufacturer or repairer of, or dealer in, weight or measure shall make an application for the issue of a licence to the Controller or such other Legal Metrology Officer, as may be authorized by him in this behalf, in the appropriate form set LD-1, as out in Schedule II-A :

Provided that, no licence to repair shall be required by a manufacturer to repair the weight or measure manufactured by him and used in State, however, the manufacturer has to inform in advance to the concerned Legal Metrology Officer about the repairing :

Provided also that, a person who *bona fide* repairs any weight or measure owned or possessed by him shall not be required to obtain a licence referred in this sub-rule :

Provided further that, no licence shall be issued unless the applicant has passed technical ability test as may be specified by the Controller.

(2) Every manufacturer or repairer of, or dealer in weight or measure shall make an application for the renewal of a licence at least thirty days before the expiry of validity of the licence to the Controller or such other officer, as may be authorized by him in this behalf, in the appropriate form set out in Schedule II-B :

Provided that, no licence shall be renewed unless the holder of licence has done such a minimum manufacturing or repairing work, as may be specified by the Controller without any reasonable cause.

(3) Every licence issued to a manufacturer, repairer or dealer shall be in the appropriate form LD-3, as set out in Schedule III.

(4) Every licence issued to a manufacturer, repairer, or dealer shall be valid for a period of one calendar year and may be renewed further for a period not exceeding five calendar years, by the Controller or such other Legal Metrology Officer, as may be authorized by him in this behalf, on payment of necessary fee as specified in the Schedule IV.

(5) The fee payable for the licence referred in sub-rules (1) and (2) shall be as specified in Schedule IV:

Provided that, an additional fee per year at the full rates specified in Schedule IV shall be payable by the applicant if he is permitted by the Controller to make an application for the renewal of a licence within a period of three months from the date of expiry of the period of validity of the licence:

Provided also that, an additional fee per year at half the rates specified in Schedule IV shall be payable by the applicant within a period of thirty days before the date of expiry of the period of validity of the licence.

(6) The fee payable for alteration of a licence or for the issue of a duplicate licence shall be as specified in Schedule V.

(7) Every repairer licensed under the Act and these rules shall furnish a security deposit for each licence to the State Government as specified in Schedule VI.

(8) The Controller or such other officer as may be authorized by him in this behalf shall maintain a register of licensed manufacturers, dealers and repairers in the form set out in Schedule VII.

(9) Every manufacturer or repairer licensed under the Act and these rules shall maintain such workshop or equipments or tools, etc., as may be specified by the Controller.

(10) Nothing contained in this rule shall apply to the sale by a user (who is not a maker, manufacturer, dealer or repairer) of any weight or measure:

Provided that, no sale of any weight or measure of the prescribed description shall be made except with the written permission of the Controller or such other Legal Metrology Officer, as may be authorized by him in this behalf.

(11) No person shall be given licence to manufacture or repair unless he himself or a person employed by him is a qualified person.

Explanation.— for the purpose of this rule, “qualified person” means a person who is a graduate of a recognized University in Science (with Physics as one of the subjects), engineering or holds a recognized diploma in engineering or I.T.I. in respective trade or equivalent course:

Provided that, nothing in this sub-rule shall apply to the persons who have been holding a valid licence before the commencement of these rules.

7. Conditions of licence for Manufacturer.— (1) The person in whose favour licence for manufacture is issued, shall,—

(a) comply with all the relevant provisions of the Act and Rules made thereunder for the time being in force;

(b) not encourage or countenance any infringement of the provisions of the Act and the Rules made thereunder for the time being in force;

(c) Display in a conspicuous places licence issued or renewed under the Act in the premises to which it relates ;

(d) comply with any general or special directions that may be given by the Controller;

(e) surrender the licence in the event of closure of business or cancellation of licence.

(2) Every condition prescribed after the issue of this licence shall, if notified, be binding on the persons to whom the licence has been granted.

(3) The manufacturing work shall be done by qualified person, as provided by rule 6(11) :

Provided that, nothing in this rule shall apply to the persons who have been holding a valid licence before the commencement of these rules.

(4) Any change in the constitution of the firm or qualified persons, shall be reported within one month to the licence issuing authority.

(5) A licence issued or renewed shall neither be saleable, assignable nor transferable.

Explanation 1.— The licensee shall not be deemed to have been assigned or transmitted within the meaning of this rule in the following cases, namely :—

(a) where the licensee being an individual, enters into a partnership with any other person for carrying on the business concerned; but in any such case the firm may use the licence, if otherwise in force, only for so long as the licensee is a member of the firm;

(b) where the licensee being a firm subsequently undergoes a change in its constitution; but in any such case the reconstituted firm may use the licence, if otherwise in force, only for so long as any partner of the original firm at the time of issuance of the licence, continues to be partner of the reconstituted firm.

Explanation 2.— For the purpose of explanation 1, “firm” has the same meaning under section 4 of the Indian Partnership Act, 1932 (9 of 1932).

8. Conditions of licence for Repairer.—(1) The person in whose favour licence for repairs is issued, shall,—

(a) comply with all the relevant provisions of the Act and Rules made thereunder for the time being in force;

(b) not encourage or countenance any infringement of the provisions of the Act or the Rules made thereunder for the time being in force;

(c) Display in a conspicuous places licence issued or renewed under the Act in the premises to which it relates ;

(d) comply with any general or special directions that may be given by the Controller;

(e) surrender the licence in the event of closure of business and/or cancellation of licence;

(f) (i) present the weight or measure duly repaired to the Legal Metrology Officer for undertaking verification, stamping and sealing, as specified in rule 13, before delivery to the user;

(ii) Present to the Legal Metrology Officer weight or measure which are repaired before the date on which the verification falls due, for verification, stamping and sealing before delivery to the user.

(2) Every condition prescribed after the issue of this licence shall, if notified, be binding on the persons to whom the licence has been granted.

(3) The repairing work shall be done by the qualified person, as provided by in rule 6(11):

Provided that, nothing in this rule shall apply to the persons who have been holding a valid licence before the commencement of these rules.

(4) Any change in the constitution of the firm or qualified person, should be reported within one month to the licence issuing authority.

(5) A licence issued or renewed under this Act shall neither be saleable, assignable nor transferable.

Explanation 1.— The licensee shall not be deemed to have been assigned or transmitted within the meaning of this rule in the following cases, namely:—

(a) where the licensee being an individual enters into a partnership with any other person for carrying on the business concerned; but in any such case the firm may use the licence, if otherwise in force only for so long as the licensee is a member of the firm;

(b) where the licensee being a firm subsequently undergoes a change in its constitution; but in any such case the reconstituted firm may use the licence, if otherwise in force, only for so long as any partner of the original firm at the time of issuance of the licence, continues to be partner of the reconstituted firm.

Explanation 2.— For the purpose of Explanation 1, “firm” has the same meaning as under section 4 of the Indian Partnership Act, 1932 (9 of 1932).

(6) The Controller may cause a co-ordinated programme to be undertaken, at such a place and in such a manner as he may think fit for the establishment of maximum repairing charges for a weight or measure. The repairer shall abide to the ceiling of maximum repairing charges.

9. Conditions of licence for Dealer.—(1) The person in whose favour licence for Dealer is issued shall,—

(a) comply with all the relevant provisions of the Act and Rules made thereunder for the time being in force ;

(b) not encourage or countenance any infringement of the provisions of the Act and the Rules made thereunder for the time being in force;

(c) Display in a conspicuous places licence issued or renewed under the Act in the premises to which it relates,

(d) comply with any general or special directions that may be given by the Controller;

(e) surrender the licence in the event of closure of business and / or cancellation of Licence ;

(f) not sale, offer for sale, expose or posses any non-Standard weight or measure.

(2) Every condition prescribed after the issue of this licence shall, if notified, be binding on the persons to whom the licence has been granted.

(3) Any change in the constitution of the firm should be reported to the licence issuing authority within one month.

(4) A licence issued or renewed under this Act shall neither be saleable, assignable nor transferable.

Explanation 1.—The licensee shall not be deemed to have been assigned or transmitted within the meaning of this rule in the following cases, namely:-

(a) where the licensee being an individual enters into a partnership with any other person for carrying on the business concerned; but in any such case the firm may use the licence, if otherwise in force only for so long as the licensee is a member of the firm;

(b) where the licensee being a firm subsequently undergoes a change in its constitution; but in any such case the reconstituted firm may use the licence, if otherwise in force, only for so long as any partner of the original firm at the time of issuance of the licence, continues to be partner of the reconstituted firm.

Explanation 2— For the purpose of Explanation 1, “firm” has the same meaning under section 4 of the Indian Partnership Act, 1932 (9 of 1932).

10. Suspension and cancellation of licence granted.—(1) The Controller or such other Legal Metrology Officer authorized by him in this behalf may, if he has any reasonable cause to believe that the holder of any licence which is issued, renewed or continued under the Act has made any statement in, or in relation to, any application for the issue, renewal or continuance of the licence, which is incorrect or false in any material particular or the licensee has failed to comply any of the conditions of the licence or has contravened any provisions of the Act or any rule or order made thereunder, suspend such licence, pending the completion of any inquiry against the holder of such licence:

Provided that, no such licence shall be suspended unless the holder thereof has been given a reasonable opportunity of showing cause against the proposed action:

Provided further that, where the inquiry referred to in this sub-rule is not completed within a period of three months from the date of suspension of a licence, such suspension shall, on the expiry of the period aforesaid, stand vacated.

(2) The Controller or such other Legal Metrology Officer authorized by him in this behalf may, if he is satisfied, after making such inquiry as he may think fit, that the holder of a licence has made a false or incorrect statement of the nature referred to in sub-rule (1), or the licensee has failed to comply any of the conditions of the licence or has contravened any provision of the Act or any rule or order made there- under referred to in that sub-rule, cancel such licence:

Provided that, no such licence shall be cancelled unless the holder thereof has been given a reasonable opportunity of showing cause against the proposed action.

(3) Every person whose licence has been suspended shall, immediately after such suspension, stop functioning as such licensee and shall not resume business as such licensee until the order of such suspension has been or stands vacated.

(4) Every licensee whose licence has been suspended or cancelled shall, after such suspension or cancellation, as the case may be, surrender such licence to the authority by which such licence was issued.

(5) Every licensee whose licence has been cancelled shall, within a period of thirty days from the date of such cancellation, or within such further period, not exceeding three months from such date, as the Controller or such other Legal Metrology Officer authorized by him in this behalf may, on sufficient cause being shown, allow to dispose of the weights or measures which were in his possession, custody or control on the date of such cancellation and in the event of his failure to do so, the Controller or any other Legal Metrology Officer authorized by him, in writing, in this behalf, may seize and dispose of the same and distribute the proceeds thereof in such manner as prescribed in other provisions of these Rules.

11. Records to be maintained by manufacturers, etc.— Every manufacturer or repairer of, or dealer in weight or measure licensed under the Act and these rules shall maintain records and registers in the appropriate form set out in Schedule VIII and also submit such periodical reports or returns as may be specified.

12. Periodical interval for the verification of weight or measure.— The weights or measures shall be re-verified at the periodical intervals as prescribed in the Legal Metrology (General) Rules, 2011.

13. Verification and inspection of weight or measure.— (1) Every person using any weight or measure in any transaction or for protection shall present such weight or measure for verification or re-verification, at the office of the Legal Metrology Officer or at such other place as the Legal Metrology Officer may specify in this behalf on or before the date on which the verification falls due :

Provided that, where any weight or measure is such that it cannot, or should not be moved from its location, the person using such weight or measure shall report to the Legal Metrology Officer at least thirty days in advance of the date on which the verification falls due.

(2) Where any weight or measure is such that it cannot, or should not, be moved from its location, the Legal Metrology Officer shall take necessary steps for the verification of such weight or measure at the place of its location.

(3) For the verification of weight or measure referred to in above sub-rules the user shall provide such facilities as may be specified by the Controller.

(4) Every weight or measure presented for verification shall be complete in itself.

Explanation.— For the purpose of this rule complete means suitable in all respects for verification of such weight or measure.

(5) Every weight or measure shall be verified in a clean condition, and if necessary, the Legal Metrology Officer shall require the owner or user to make necessary arrangement for the purpose.

(6) Where a weight or measure is brought to the Legal Metrology Officer for verification, he may verify the same after receipt of the requisite fees.

(7) A Legal Metrology Officer may visit, as frequently as possible during the period specified in rule 12, every premise within the local limits of his jurisdiction to inspect and test any weight or measure which is being or is intended or likely to be used in any transaction or for protection.

(8) The Legal Metrology Officer shall obliterate the stamp on any weight or measure, if it is found during inspection that,—

(a) any weight or measure which being due for re-verification has not been submitted for such re-verification ;

(b) any weight or measure which do not conform to the Standards established by or under the Act ;

(c) any weight or measure which, since the last verification, stamping and sealing has been repaired or readjusted ;

(d) any weight or measure which does not admit proper adjustment by reason of its being broken, indented or otherwise defective :

Provided that, where the Legal Metrology Officer is of opinion that the defect or error in such weight or measure is not such as to require immediate obliteration of the stamp, he shall serve a notice in the form set out in Schedule-X to the user of such a weight or measure informing him of the defect or error found in the weight or measure and calling upon him to remove the defect or error within seven days as he may specify and shall—

(i) if user fails to remove the defect or error within that period obliterate the stamp, or

(ii) if the defect or error is so removed as to make the weight or measure conform to the standards established by or under the Act verify, stamp and seal such weight or measure.

Explanation.— The obliteration of the stamp on any weight or measure shall not take away or abridge the power of the Legal Metrology Officer to seize such weight or measure in accordance with the provisions of the Act.

14. Stamping and sealing of weight or measure.— (1) The Legal Metrology Officer shall stamp and seal every weight or measure, if after testing and verification, he is satisfied that such weight or measure conforms to the standards established by or under the Act, with a stamp of uniform design, issued by the Controller, which shall indicate the number allotted for administrative purpose to the Legal Metrology Officer by whom it is stamped and sealed :

Provided that, if by reason of the size or nature of any weight or measure it is not desirable or practicable to put a stamp thereon or seal the weight or measure, the Legal Metrology Officer shall take such action as may be directed by the Controller by a general or a special order in writing.

(2) The Legal Metrology Officer shall also mark the year and its quarter of stamping on every verified weight or measure except when the size or nature of such weight or measure makes it impracticable.

Explanation.— A year shall be deemed to consist of four quarters of which first quarter shall be of the months of January, February and March which shall be marked as A; second quarter shall be of the months of April, May and June which shall be marked as B, third quarter shall be of the months of July, August and September which shall be marked as C and fourth quarter shall be of the months of October, November and December which shall be marked as D.

(3) On completion of verification, stamping and sealing, the Legal Metrology Officer shall issue a certificate of verification in the form set out in Schedule IX and in case of rejected weight or measure, a separate Certificate shall be issued in the same form and the reasons of rejections against each weight or measure shall be mentioned in the form set out in Schedule-X and issued to the person who has presented such weight or measure for verification.

(4) Where a certificate of verification is lost or destroyed, the holder of the certificate shall forthwith apply to the Legal Metrology Officer who had issued the certificate, for the issue of a duplicate certificate of verification. Every such application for the issue of a duplicate certificate shall be accompanied by a fee of rupees twenty.

(5) On receipt of an application under sub-rule (4), the Legal Metrology Officer shall issue to the applicant a duplicate copy of the certificate of verification marked ' DUPLICATE '.

15. Fee for verification .— (1) Fees payable for verification, stamping and sealing of weight or measure at the office or camp office of the Legal Metrology Officer shall be as specified in Schedule XI :

Provided that, at the request of the user of weight or measure a calibration certificate in the form specified by the Controller will be issued to him on a payment of twenty times of the fees specified in Schedule XI. Such a calibration shall be done against the appropriate Secondary Standards.

(2) If, at the request of the user of weight or measure, verification is done at any premises other than the office or camp office of the Legal Metrology Officer, an additional fee shall be charged at half the rate specified in the Schedule XI and the user of the weight or measure shall also pay the expenses incurred by the Legal Metrology Officer for visiting the premises including the cost of transporting and handling the Working Standard and other equipment subject to a minimum of rupees one hundred :

Provided that, the user shall intimate 30 days in advance for verification of the weight or measure which is required to be presented for verification at the office or camp office of the Legal Metrology Officer :

Provided also that, no additional fee shall be charged for verification, stamping and sealing of weight or measure in case of,—

(i) the vehicle tanks for petroleum products and other liquids, meter for liquids other than water (fuel dispenser, liquid petroleum gas, milk dispensers), compressed natural gas dispensers, non-automatic weighing instruments like weigh bridges, automatic gravimetric filling instruments, automatic rail-weighbridge, discontinuous totalizing automatic weighing instruments, and such other weight or measure which cannot, and should not be moved from its location ;

(ii) weight or measure in the premises of manufacturer or dealer of such weight or measure.

(3) If a weight or measure is presented to the Legal Metrology Officer for re-verification after expiry of the validity of the stamp, an additional fee at half the rates specified in Schedule XI shall be payable for every quarter of the year or part thereof :

Provided that, no additional fee shall be charged for a part of the quarter in which the validity of the stamp is due to expire :

Provided further that, no additional fee shall be charged if the user of weight or measure submits in writing the intimation regarding non-use of such weight or measure in the form specified by the Controller.

(4) Full fee shall be payable for re-stamping and re-sealing any weight or measure held in stock with manufacturer or dealer within the period specified, in rule 12 from the date on which it was last stamped and sealed, provided that the original stamp was not obliterated.

(5) A weight or measure which on verification is found to be incorrect shall be rejected and returned to the person concerned for adjustment

informing him, the reasons of rejection against each weight or measure in the form set out in Schedule X and calling upon him to remove the defects within a period not exceeding seven days. When the necessary adjustment has been carried out, such weight or measure shall be verified on payment of half the fees specified in Schedule XI, failing which full fee shall be charged and if found correct shall be stamped and sealed.

16. Collection of fees and deposit into the Treasury.— (1) Before commencing the work of verification, the Legal Metrology Officer shall inform the person concerned of the fees payable by him under these rules and shall receive the same in the manner as specified by the controller and issue a receipt in the form approved by the Controller, one copy of such receipt being kept on record:

Provided that, fees payable by a department of the Central or State Government under these rules may be realized in such manner as may be directed by the Controller.

(2) The Legal Metrology Officer shall maintain a register, in the form approved by the Controller, which shall be written up from day-to-day and shall show the amount of fees and other charges collected during the day.

(3) All payment received by the Legal Metrology Officer during the week shall be paid into the Government Treasury under the appropriate "Head of Account" on such dates or days as may be specified by the Controller from time to time, and a receipt thereof be obtained and an intimation to that effect be sent to the Controller or other officer authorized by him in this behalf.

17. Disposal of seized weights, measures, etc.—

(1) Any weight or measure or document or thing or goods seized and detained under section 15 of the Act, which is not to be the subject of proceedings in a court, shall after the expiry of one hundred and eighty days of its seizure, be so dealt with as the Controller may, by general or special order, direct and the material thereof shall be sold and the proceeds be credited to the Government:

Provided that, the Controller may direct that unverified weight or measure, seized under section 15, be returned to the person from whom such a weight or measure was seized if the person, gives an undertaking that the same will be verified, stamped and sealed within a period of fifteen days or such extended period from the date of such return; on payment of the requisite fee including the additional fee payable for re-verification after the expiry of the validity of the stamp.

(2) Any weight or measure or document or thing or goods seized and detained under section 15 of the Act, which is to be the subject of proceedings in a court, shall be produced by the Legal Metrology Officer before the court and shall after conclusion of the proceedings, be taken possession of by the Legal Metrology Officer and dealt with in accordance with the orders of the court:

Provided that, in the absence of the orders of the court, weight or measure or document or thing or goods shall be dealt with as the controller may be special order direct and the material thereof shall be sold and the proceeds credited to the Government.

(3) If any goods, seized under section 15 of the Act are subject to speedy or natural decay, the Controller or other Legal Metrology Officer shall have the goods weighed or measured on a verified weighing or measuring instrument available with him or nearest to the place of offence and enter the details of the actual weight or measure of the goods in a form specified in Schedule XII and shall obtain the signature of the trader or his agent or such other person who has committed the offence. After such a weighing or measuring, the goods in question shall be returned to the trader or the purchaser, as the case may be:

Provided that, if the trader or his agent or the other person (who has committed the offence) refuses to sign the form, the Controller or other Legal Metrology Officer shall obtain the signature of not less than two persons present at the time of such refusal by the trader or his agent or other person:

Provided further that, the Controller shall be the final authority to decide whether the goods seized and detained are subject to speedy or natural decay.

(4) Where the goods seized under sub-section (1) of section 15 of the Act are contained in a package and the package is false or does not conform to the provisions of the Act or any rules made there under and the goods in such package are subject to speedy or natural decay, the Legal Metrology Officer, so far as may be, may dispose of the goods in such package in accordance with the provisions of sub-rule (3).

(5) Where the goods seized under section 15 are not subject to speedy or natural decay, the Controller or other Legal Metrology Officer may retain the package for the purpose of prosecution under the Act after giving the trader or his agent or the other person (who has committed the offence) a notice of such seizure.

18. Validity of weight or measure duly stamped and sealed.—

(1) A weight or measure which is, or is deemed to be, duly verified, stamped and sealed under these Rules shall be deemed to conform to the standards established by or under the Act at every place within the State in which it is stamped and sealed unless it is found on inspection or verification that such weight or measure has ceased to conform to the standards established by or under the Act.

(2) No weight or measure which is, or is deemed to be, duly verified, stamped and sealed under these Rules shall require to be re-stamped and re-sealed merely by reason of the fact that it is being used at any place within the State other than the place at which it was originally verified, stamped and sealed:

Provided that, where a verified weight or measure, installed at one place is dismantled and re-installed at a different place, such weight or measure shall not be put into use unless it has been duly re-verified, stamped and sealed, notwithstanding that periodical re-verification of such weight or measure has not become due.

(3) Where a verified weight or measure has been repaired, whether by a licensed repairer or by the person owning and possessing the same, such weight or measure shall not be put into use unless it has been duly re-verified, stamped and sealed, notwithstanding that periodical re-verification of such weight or measure has not become due.

19. Qualifications of Legal Metrology Officer.— The qualifications of Legal Metrology Officer shall be as specified in the Legal Metrology (General) Rules, 2011.

20. Provisions of supply of Working or Secondary Standards, equipment, etc. to the Legal Metrology Officer.— (1) Every Legal Metrology Officer shall be provided with Working or Secondary Standard weights, Working or Secondary Standard balances, and such other equipments, including weighing and measuring devices, as may be approved by the Controller from time to time.

(2) Every Legal Metrology Officer shall be provided with such dies, punches, paper seal or sticker and such other equipments as may be necessary for sealing and affixing the verification stamp. The design and number of dies, punches, paper seal or sticker and such other equipments shall be such are approved by the Controller.

(3) Every Legal Metrology Officer shall be provided with punches of suitable sizes of eight-pointed star as shown below for obliterating stamps, namely :—



21. Provisions relating to use of weight or measure, etc.— (1) Every person using a beam scale in any transactions in his premises shall suspend the same to a stand or to a chain by a hook:

Provided that, this sub-rule shall not apply to itinerant vendors.

(2) Every weight or measure shall be used in a clean condition and in proper lighting arrangement further the weighing instrument should be placed in such a way that the process of weighing should be clearly visible to the consumer.

(3) Any weight or measure, which has been verified, stamped and sealed in situ, shall not be dismantled and removed from its original site without prior intimation to the Controller or other person authorized by him in this behalf.

(4) To ensure a proper check of the accuracy of a weighing instrument the user shall keep at the site of each weighing instrument duly verified and stamped weights equal to one-tenth of the capacity of the instrument or one thousand kilogram, whichever is less. Everyday the user shall check the weighing instrument with these weights to ensure correct weighing. In case of any error exceeds permissible limits, user shall stop the use of such weighing instrument and inform the concerned Legal Metrology Officer to re-verify the same:

Provided that, in a trade premises where more than one weighing instruments are in use, Controller may specify the required number of verified and stamped weights.

(5) To ensure proper delivery of the petrol or diesel pumps, the retail dealer of the pump shall keep a verified 5 litre or 10 litre capacity measure in his premises and check the output from the pump every day to ensure its correct delivery. In case of any short delivery the dealer shall stop the delivery through the pump immediately and inform the Legal Metrology Officer concerned to re-calibrate the pump.

(6) Consumer shall have right to check the accuracy of weight or measure with the weight or measure referred to in sub-rules (4) and (5).

22. Certificate of verification to be exhibited.— The person to whom a certificate of verification is issued shall exhibit the same in a conspicuous place in the premises where the weights, measures or weighting or measuring instruments to which the certificate relates are used :

Provided that, in the case of itinerant vendor, the certificate shall be kept with the person :

Provided further that, in the case of vehicle tank, the certificate of verification shall be kept with the vehicle.

23. Penalty for contravention of rules.— Whoever contravenes any provision of these rules, for the contravention of which no punishment has been separately provided in the Act, shall be punished with fine, which may extend to five thousand rupees.

24. Form of appeal.— (1) Every appeal under the Act and these rules shall be preferred in the form set-out in Schedule XIII, and shall be accompanied by a copy of the order appealed against.

(2) An application for appeal to State Government shall be accompanied by fee of Rs. 500.00 and for appeal to Controller shall be accompanied by fee of Rs. 200.00 paid either by Demand Draft or Pay Order or by affixing court fee stamp of the said value, as the case may be.

25. Fee for compounding of offences.— The maximum fee per person for compounding of offences committed under the Act shall be as specified in Schedule XIV.

SCHEDULE I

(See Rule 5)

The following commodities may be sold by weight, measure or number as shown against the commodity :—

TABLE

Sr. No.	Commodity	Whether declaration to be expressed in terms of weight, measure or number or two or more of them
(1)	(2)	(3)
1	Aerosol products	weight
2	Acids in liquid form	weight or Volume
3	Compressed or liquefied gas (but not liquefied petroleum gas)	weight and equivalent volume at stated temperature and pressure.
4	Butter (incl. peanut butter), cheese, curd, ghee	weight
5	Electric cables	length or weight
6	Electric wire	length or weight
7	Fencing wire	length or weight
8	Hair oil, unperfumed	weight or volume
9	Fruits and vegetables	number or weight
10	Furnace oil	weight or volume
11	Linseed oil and other vegetable oils	weight or volume
12	Heavy residual fuel oil	weight
13	Industrial diesel fuel	volume
14	Honey, malt extract, golden syrup treacle	weight
15	Ice cream and other similar frozen products	weight or volume
16	Liquid chemicals	weight or volume
17	Liquid petroleum gas	weight

(1)	(2)	(3)
18	Nails, wood screws	number or weight
19	Paint (other than paste paints or solid paint), varnish and varnish stains, enamels	volume
20	Papad	number and weight
21	Paste paint, solid paint	weight
22	Ressogulla, Gulabjamun and other sweet preparations	weight
23	Ready made garments	number and size
24	Sauce, all kinds'	weight
25	Tyres and tubes	number
26	Yarn	Weight or length of yarn
27	Compressed Natural Gas (CNG)	weight
28	Liquefied Petroleum Gas (LPG)	weight
29	Liquefied Natural Gas (LNG)	weight

SCHEDULE II-A

FORM LM - 1

[Application form for licence as **manufacturer** of weight or measure under the Legal Metrology Act, 2009 and Rule 6(1) of Maharashtra Legal Metrology (Enforcement) Rules, 2011]

Affix a self attested photograph of proprietor/ managing partner/ managing director, etc.

To,

.....

Particulars	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
1 Name of the manufacturing concern for which licence is desired.
2 Complete address of the concern.
3 Whether premises are owned/rented/ taken on lease/leave licence?. Attach supporting documents.
4 Date of establishment of the concern
5 Name (s) and address (es) of proprietor/ Partners / Managing Director or Directors in case of Limited company, along with their father's/husband's name.
6 Registration number and date of Licence under Factory Acts/Shops & establishments Act, Municipal Trade licence.
7 Nature of business activities at present
8 The type of weight or measure proposed to be Manufactured.

(1)	(2)	(3)
9	The number of persons employed/proposed to be employed	.....
	(i) Skilled	.....
	(ii) Semi-skilled	.....
	(iii) Unskilled	.....
	(iv) Specialist Trained in the line	.....
10	Names and educational qualification of qualified personnel.	.....
11	The monogram or trade mark intended to be imprinted on weights and measures to be manufactured.	.....
12	Details of machinery, tools, and accessories, available to manufacture weight, measure etc.	.....
13	Details of foundry/workshop facilities available whether ownership, long term lease etc.	.....
14	Facilities for steel casting and hardness testing of vital parts etc. or other means.	.....
15	Availability of electric energy.	.....
16	Whether loan received from Government or financial Institution? If so, give details.	.....
17	Name of bankers, if any.	.....
18	VAT/ Sales Tax Registration Number/CST Number/ Professional Tax registration Number/IT Number.	.....
19	Have you applied previously for a manufacturing licence? If so, when and what was the result?	.....
20	(a) Whether the item (s) proposed to be Manufactured, will be sold within the State or out side the State or both?	.....
	(b) Details of Model Approval received from Government of India;	.....
	(c) When can you produce samples of your products, for inspection for which licence is desired ?	.....

To be certified by the applicant (s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Maharashtra Legal Metrology (Enforcement) Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued there under.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licencing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place :
Date Signature and Designation.

To be filled in by Departmental Officer of the State Government

Date of receipt of application:
Serial number of application:
Date of inspection:
Recommendation of Inspecting officer:
Place :
Date Signature and Designation of Inspecting Officer

Final orders of Licensing Authority

Licence granted / refused:
Licence number:
Valid till:
Place :
Date Signature and Designation.

SCHEDULE – II -A**FORM – LR – 1**

[Application form for licence as **Repairer** of weight or measure under the Legal Metrology Act, 2009 and Rule 6(1) of Maharashtra Legal Metrology (Enforcement) Rules, 2011]

To

.....

.....

Affix a self attested photograph of proprietor/ managing partner/ managing director etc.

Particulars	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
1 Name of the concern seeking the licence.
2 Complete address of the concern.
3 Whether premises are owned/rented/taken on lease/leave licence? Attach supporting documents.
4 Date of establishment of the concern.
5 Name (s) and address (es) of proprietor/ Partners / Managing Director or Directors in case of Limited company, along with their father's/husband's name.
6 Registration number and date of Licence under Factory Act/Shop & establishment Act , Municipal Trade Licence.
7 Professional Tax/Income Tax registration Number etc. if any
8 The type of weight or measure proposed to repair.

(1)	(2)	(3)
9 Area in which you wish to operate.
10 Previous experience in the line, if any
11 Number of staff employed or proposed to be employed:
(i) Skilled		
(ii) Semi-skilled		
(iii) Unskilled		
(iv) Specialist Trained in the line		
12 Names and educational qualification of qualified personnel.
13 Details of machinery/tools/accessories available
14 Availability of electric energy.
15 Give details of		
(a) Loan articles		
(b) Test articles		
16 Have you applied previously for a repairing licence? If so, when and what was the result?

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Maharashtra Legal Metrology (Enforcement) Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued there under.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licensing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place :

Date

.....

Signature and Designation.

**To be filled in by Departmental Officer of
the State Government**

Date of receipt of application :

Serial number of application :

Date of inspection :

Recommendation of Inspecting Officer :

Place:

Date: Signature and Designation of Inspecting Officer.

Final orders of Licencing Authority

Licence granted/refused :

licence Number :

Valid till :

Place :

Date : Signature and Designation.

SCHEDULE - II -A

FORM - LD - 1

[Application form for licence as **dealer** in weight or measure under the Legal Metrology Act, 2009 and rule 6(1) of Maharashtra Legal Metrology (Enforcement) Rules, 2011]

To,

.....

.....

Affix a self attested photograph of proprietor/ managing partner/ managing director etc.

Particulars	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
1. Name of the concern seeking the licence.
2. Complete address of the concern
3. Date of establishment of the concern
4. Whether premises are owned/rented/ taken on lease/leave licence? Attach supporting documents.
5. Name (s) and address (es) of proprietor/ Partners/Managing Director or Directors in case of Limited company, along with their father's/ husband's name.
6. Registration number and date of Licence under Factory Act/Shop and establishment Act, Municipal Trade Licence.
7. Categories of weight or measure proposed to be sold at present.
8. Registration Number of VAT/CST/Sales Tax/ Professional Tax/Income Tax
9. Do you intend to import weight or measure, etc. from places outside the State/Country? If so indicate sources of supply. (Give details of manufacturer's trade mark/monogram and his licence number) and provide,—
(a) Details of Registration of Importer of weight or measure, if any
(b) Approval of model, of weight or measure imported to India issued by Govt. of India
10. Have you applied previously for a Dealer's licence? If so, when and what was the result?

To be certified by the applicant(s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Maharashtra Legal Metrology (Enforcement) Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued there under.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licensing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place :

Date : Signature and Designation.

To be filled in by Departmental Officer of the State Government

Date of Receipt of Application :

Serial Number of application :

Date of inspection :

Recommendation of Inspecting Officer :

Place:

Date: Signature and Designation of
Inspecting Officer.

Final orders of Licensing Authority

licence granted/refused :

licence Number :

Valid till:

Place:

Date: Signature and Designation.

SCHEDULE II-B**FORM LM-2**

[Application form for **renewal of licence as manufacturer** of weight or measure under the Legal Metrology Act, 2009 and rule 6(2) of Maharashtra Legal Metrology (Enforcement) Rules, 2011]

To,

.....

.....

Particulars	To be filled by the applicant	Comments of the inspecting officer
(1)	(2)	(3)
1. Name and complete address of the manufacturing concern for which renewal of licence is desired.
2. Manufacturing Licence No.
3. Name (s) and address (es) of proprietor/ Partners/Managing Director/Directors in the case of Limited company, along with their father's/ husband's name.
4. Whether premises are owned/ rented/ leased/ leave licensed. Attach supporting documents.
5. (a) Type of weights and measures which are manufactured as per licence granted. (b) Do you propose any change ?
6. The monogram or trade marks used on weight or measure manufactured by you.
7. Details of workshop facilities available.
8. Details of production and sales in the last 5 years.
9. Registration number and date of Licence under Factory Act/Shop and establishment Act, Municipal Trade licence.
10. Registration Number of VAT/Sales Tax/CST/ Professional Tax/Income Tax.
11. Any change in constitution of the firm or qualified personnel since issue or renewal of licence. If yes, give details.

To be certified by the applicant (s)

Certified that I/We have read the Legal Metrology Act, 2009 and the Maharashtra Legal Metrology (Enforcement) Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued there under.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licensing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place :

Date Signature and Designation

SCHEDULE II-B**FORM LR-2**

[Application form for **renewal of licence as Repairer** of weight or measure under the Legal Metrology Act, 2009 and rule 6(2) of Maharashtra Legal Metrology (Enforcement) Rules, 2011]

To,

.....

.....

Particulars	To be filled by the applicants	Comments of the inspecting officer
(1)	(2)	(3)
1. Name and complete address of the repairing concern seeking renewal of the licence.
2. Repairer's Licence Number.
3. Name (s) and address (es) of proprietor/ Partners/Managing Director /Directors in the case of Limited company, alongwith their father's/husband's name.
4. Registration number and date of Licence under Factory Act/Shop & establishment Act, Municipal Trade licence.
5. Whether premises are owned/ rented/ leased/ leave licensed. Attach supporting documents.
6. Registration Number of VAT/ Sales Tax/CST/ Professional Tax/Income Tax.
7. Service tax registration Number.
8. (a) The Type of weight or measure repaired as per licence granted. (b) Do you propose any change?
9. Area in which you are operating.
10. Give details of (a) Loan articles (b) Test articles
11. Give details of repairing and stamping of last 5 years.
12. Is there any change in constitution of the firm or Qualified personnel since issue or renewal of licence? If yes, give details.

To be certified by the applicant (s)

Certified that I/ We have read the Legal Metrology Act, 2009 and the Maharashtra Legal Metrology (Enforcement) Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued there under.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licencing Authority

All the information furnished above is true to the best of my/our knowledge.

Place :

Date Signature and Designation

SCHEDULE II-B**FORM LD-2**

[Application form for **renewal of licence as dealer** in weight or measure under the Legal Metrology Act, 2009 and rule 6(2) of Maharashtra Legal Metrology (Enforcement) Rules, 2011]

To,

Particulars	To be filled by the applicants	Comments of the inspecting officer
(1)	(2)	(3)
1. Name and complete address of the concern seeking renewal of dealers licence.
2. Dealer's Licence Number.
3. Name (s) and address (es) of proprietor / Partners / Managing Director /Directors in the case of Limited company, alongwith their father's/husband's name.
4. Whether premises are owned/rented/taken on lease/leave licence? Attach supporting documents.
5. Registration number and date of Licence under Factory Act/Shop & establishment Act, Municipal Trade licence.
6. Categories of weight or measure sold at present.
7. Give details of sale of weight or measure done in the last 5 years.
8. Registration Number of VAT/ CST/Sales Tax/ Professional Tax/Income Tax.
9. Do you intend to import weights, etc. from places outside the State/Country ? If so indicate sources of supply. (Give details of manufacturer's trade mark/monogram and his licence number) and provide.
(a) Details of Registration of Importer of Weights and Measures, if any.		
(b) Approval of model, of weight or measure Imported to India issued by Govt. of India.		

To be certified by the applicant (s)

Certified that I/We have the Legal Metrology Act, 2009 and the Maharashtra Legal Metrology (Enforcement) Rules, 2011 and agree to abide by the same and also the administrative orders and instructions issued or to be issued there under.

I/We agree to deposit the Scheduled licence fees with Government as soon as required to do so by the Licencing Authority.

All the information furnished above is true to the best of my/our knowledge.

Place :

Date : Signature and Designation.

SCHEDULE III

FORM LM-3

GOVERNMENT OF MAHARASHTRA

Legal Metrology Organization

(The Legal Metrology Act, 2009 and rule 6(3) of Maharashtra Legal Metrology (Enforcement) Rules, 2011)

Affix a photograph of proprietor/ managing partner/ managing director

LICENCE TO MANUFACTURE WEIGHT OR MEASURE

Licence No. Year

1. The Controller of Legal Metrology hereby grants to

(Name and address of party or parties) a licence to manufacture the following :—

(Include details of the weights, measures, weighting instruments or measuring instruments that are licenced to be manufactured by the party).

2. The licence is valid for the party named above in respect of his workshop located at

3. This licence is valid from to

4. The manufacturer shall comply with the conditions as prescribed in rule 7. If he fails to comply with any of those, his licence is liable to be cancelled.

5. The trade mark, monogram being used by the manufacturer is as under.

.....

(Signature)

Controller of Legal Metrology/

Authorized Legal Metrology Officer

(Seal)

Date.....

Place.....

Note.— In the case of firm, its name with the names of all persons having interest in the business should be given in paragraph 1.

Conditions of Licence : as prescribed in rule 7.

Renewal entries

Licence No. Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>
Licence No. Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>
Licence No. Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>

SCHEDULE III

FORM LR-3

GOVERNMENT OF MAHARASHTRA

Legal Metrology Organization

(The Legal Metrology Act, 2009 and rule 6(3) of Maharashtra Legal Metrology (Enforcement) Rules, 2011)

Affix a
 photograph of
 proprietor/
 managing
 partner/
 managing
 director

LICENCE TO REPAIR WEIGHT OR MEASURE

Licence No. Year

1. The Controller of Legal Metrology hereby grants to
 (Name and address of Party or Parties) a licence to repair the
 following :—

(Include details of the types of weights, measures, weighing instruments
 or measuring instruments that are licenced to be repaired by the party)

2. The licence is valid for the party named above in respect of his
 workshop located at

3. This licence is valid from to

4. The repairer shall comply with the conditions as prescribed in rule
 8. If he fails to comply with any of those, his licence is liable to be cancelled.

5. The party is licenced to repair weights & measures, indicated in
 this licence, in the areas mentioned below :—

.....

(Signature)

 Controller of Legal Metrology/
 Authorized Legal Metrology Officer

(Seal)

Date.....

Place.....

Note.— In the case of firm, its name with the names of all persons
 having any interest in the business should be given in paragraph (1).

Conditions of Licence : As prescribed in rule 8.

Renewal Entries

Licence No. Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>
Licence No. Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>
Licence No. Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto; text-align: center;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>

SCHEDULE III

FORM – LD- 3

GOVERNMENT OF MAHARASHTRA

Legal Metrology Organization

[The Legal Metrology Act, 2009 and rule 6(3) of
Maharashtra Legal Metrology (Enforcement) Rules, 2011]

Affix a
 photograph of
 proprietor/
 managing
 partner/
 managing
 director

LICENCE TO A DEALER IN WEIGHT OR MEASURE

Licence No. Year

1. The Controller of Legal Metrology hereby grants to
 (Name and address of party or parties) a licence to deal in the
 following :—

(Indicate details of the types weights and measures, weights, or
 measuring instruments that are licenced to be dealt with by party)

2. The licence is valid for the party named above in respect of his
 premises located at

3. This licence is valid from to

4. The dealer shall comply with the conditions as prescribed in rule
 9 If he fails to comply with any of those, his licence is liable to be cancelled.

.....
(Signature)
 Controller of Legal Metrology/
 Authorized Legal Metrology Officer

(Seal)

Date.....

Place.....

Note.— In the case of firm its name with the names of all persons
 having any interest in the business should be given in paragraph (1).

Conditions of Licence : (As prescribed in rule 9).

Renewal Entries

Licence No. Date Renewed for <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; text-align: center; line-height: 40px;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; text-align: center; line-height: 40px;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>
Licence No. Date Renewed for <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; text-align: center; line-height: 40px;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; text-align: center; line-height: 40px;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>
Licence No. Date Renewed for <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; text-align: center; line-height: 40px;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>	Licence No..... Date Renewed for <div style="border: 1px solid black; width: 40px; height: 40px; margin: 0 auto; text-align: center; line-height: 40px;">Seal</div> <div style="text-align: center;">Controller/ authorized Legal Metrology Officer.</div>

SCHEDULE IV

[See Rule 6 (5)]

Licensing and renewal fees for manufacturers, repairers of and dealers in weight or measure.

Issue of licence / renewal of licence to :

- | | |
|------------------|-------------------|
| (i) Manufacturer | Rs. 5000 per year |
| (ii) Repairer | Rs. 2000 per year |
| (iii) Dealer | Rs. 1000 per year |

SCHEDULE V

[See Rule – 6(6)]

Fee for alteration, duplication of manufacturers, repairers of dealers of weight or measure licence

- | | | |
|---|----|-----------|
| (i) Fee for alteration in licence | .. | Rs.500.00 |
| (ii) Fee for issue of duplicate licence | .. | Rs.100.00 |

SCHEDULE VI

[See Rule 6(7)]

Security deposit to be made by licensee repairer

- | | | |
|-------------------------------|----|-------------|
| Repairer of weight or measure | .. | Rs. 5000.00 |
|-------------------------------|----|-------------|

SCHEDULE VII

[See rule 6 (8)]

GOVERNMENT OF MAHARASHTRA

Legal Metrology Organization

**Register of licensed manufacturers/ Repairers/
Dealers of weights or measure**

Office of

Licence Num- ber	Date of issue/ re- wal	Name and complete address of the manufac- turer/ repairer/ dealer	Place where workshop/ factory is situated	Articles to be manufac- tured/ repaired/ sold	Trade mark/ mono- gram being used	Orders regarding cance- llation of licence	Result of Appeal	Signature of competent authority	Remark
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)

Note.— Column (4) does not apply to dealer, column (6) does not apply to repairer and dealer.

SCHEDULE VIII

[See Rule 11]

LM-4

**Register to be maintained by the manufacturer
of weight or measure**

- Name and address of the manufacturer
- Description of the weight or measure
- (i) Manufacturing licence No.
(ii) Date on which the licence was issued
- (iii) Period of validity of the licence
- Particulars of order, if any, suspension or revocation of the licence.

Sr. No.	Month	Unsold	Quantity	Total (3+4)	Sold within the State		
		stock from previous month	manufac- tured during the month		No. of items sold	Dispatch voucher no. and date	V.C. No. date and name of Division
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)

Sold outside the State				Total sold (6+10)	Balance (5-13)	Remarks
Name of the State	No. of items sold	Dispatch voucher no. and date	V.C. No., date and name of Division			
(9)	(10)	(11)	(12)	(13)	(14)	(15)

SCHEDULE VIII

[See Rule 11]

LR-4

Register to be maintained by the repairer in respect of weight or measure.

- (1) Name and address of the repairer
- (2) (i) Repairing licence No.
(ii) Date on which the licence was issued
(iii) Period of validity of licence
- (3) Particulars of order, if any suspension or revocation of the licence.

Sr. No.	Date	Name of the user from whom weight or measure received for repairing	Items and their Nos. booked for repairs	Receipt No. and date of issue to the user
(1)	(2)	(3)	(4)	(5)

Amount of repairing charges	Amount of verification fee	Total amount	V.C. No., date and name of Division	Date of return to the user	Remarks
(6)	(7)	(8)	(9)	(10)	(11)

SCHEDULE VIII

[See Rule 11]

LD-4

Register to be maintained by dealer in weight or measure

1. Name and address of the dealer
2. Description of the weight or measure
3. (i) Dealer licence No.
(ii) Date on which the licence was issued
(iii) Period of validity of licence
4. Particulars of order, if any, suspension or revocation of the licence

Sr. No.	Month	Unsold stock from the previous month	Brought from within the State during the month	Brought from outside the State during the month	Total (3+4+5)
(1)	(2)	(3)	(4)	(5)	(6)

Sold within the State			Sold Outside the State				Total Sold (7+11)	Balance (6-14)	Remarks
No. of Items Sold	Dispatch Voucher No. and Date	V.C. No., Date and Name of Division	Name of the State	No. of items sold	Dispatch Voucher No. and Date	V. C. No., Date and Name of Division			
(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)

SCHEDULE IX

GOVERNMENT OF MAHARASHTRA

(Food, Civil Supplies and Consumer Protection Department)

Legal Metrology Organisation

(Legal Metrology Act, 2009 and Rule 14(3) of the Maharashtra Legal Metrology (Enforcement) Rules, 2011)

CERTIFICATE OF VERIFICATION

No.

Date :

Name of Legal Metrology Officer No.

Camp Division District

I hereby certify that I have this day verified and stamped/ rejected the under mentioned weight or measurer belonging to

Trade Locality

Number, Denomination, Capacity, Class, Make, Machine No. and type of Weight or Measure.	Verification Fees
	Rs. Paise
Total Verification Fee ...	
Additional Fee ...	
Other charges (Handling, T.A., D.A., ... Adjustment, etc.)	
Grant Total ...	

Rs. Paise

Total Verification Fee ...

Additional Fee ...

Other charges (Handling, T.A., D.A., ...
Adjustment, etc.)

Grant Total ...

Total Rs. (in words Rupees

Deposited *vide* Tr. challan / Money receipt No. dated

Last V.C. No. with Date and Name of the Division

Repaired by

Legal Metrology Officer,

..... Division.

Next Verification due on-

Note.— (1) In the case of weight or measure repaired before the date on which verification falls due, the user should get the same verified, stamped and sealed before being put into use.

(2) This certificate should be displayed at conspicuous place where such weight or measure is being used.

SCHEDULE X

GOVERNMENT OF MAHARASHTRA

(Food, Civil Supplies and Consumer Protection Department)

Legal Metrology Organization

Legal Metrology Act, 2009 and Rule 13 (7), 14(3) and 15(5) of the Maharashtra Legal Metrology (Enforcement) Rules, 2011)

Notice

Date :

To,

This is to bring to your notice that, during my verification/inspection on, I found that the following weight or measure being produced for verification/used by you, does not conform to the Standards established by the Act and Rules made there under. The following defects are found in them. You are hereby directed to remove the defects within a period not exceeding seven days and inform this office for further necessary action.

Sr. No.	Description of weight or measure	Defects found

Address of Legal Metrology Officer

.....

Legal Metrology Officer,

..... Division.

Signature of the user/representative

SCHEDULE XI

[See Rule 15]

Fee payable for verification, stamping and sealing of Weight or Measure.

1. (a) Bullion Weights :

Denomination (1)	Fee per piece (Rs.) (2)
1 mg to 500 g	15
1 Kg to 5 Kg	20
10 Kg	30

(b) Carat Weights :

1 mg (0.005c) to 100g (500 c)	Fee per piece Rs. 20.00
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(c) Cylindrical knob type weights :

Denomination	Fee per piece (Rs.)
1 g to 500g	5
1 Kg	10
2 Kg	15
5 Kg , 10 Kg	20

(d) Sheet metal Weight (other than Bullion)

Denomination	Fee per piece (Rs.)
1 mg to 500 mg	5

(e) Iron hexagonal, knob type weights and parallele piped weights :

Denomination	Fee per piece (Rs.)
1 g to 500 g	5
1 Kg	10
2 Kg	15
5 Kg to 20 Kg	20
50 Kg	25

(f) Standard weights for testing of high capacity weighing machines:

Denominations	Fee corresponding to Max permissible relative error 0.5/10000 in Rs.	Fee corresponding to Max permissible relative error 3.3/10000, 1.7/10000 and 1.0/10000 in Rs.
100Kg	75	50
200Kg	150	100
500Kg	300	200
1000Kg	750	500
2000Kg	1500	1000
5000Kg	3000	2000

2. Capacity Measures:

Denomination	Fee per piece (Rs.)
100 litre and above	Rs. 50 for the 1st 100 litre <i>plus</i> Rs. 7 for every additional 100 litre or part thereof subject to maximum of Rs. 5000.
1 ml to 5 l	10.00
10 l, 20 l	20.00
50 l	50.00

3. Length Measures:**(a) Non-Flexible -**

Denomination	Fee per piece (Rs.)
0.5 m graduated (at every cm), and 1 m graduated (at every cm)	20
0.5 to 2 m	10

(b) Fabric Plastic/ Woven/Steel tapes :

Accuracy Class	Fee per metre in Rs.
Class-I	1
Class-II, Class-III	0.50

(c) Folding Scales :

Denomination	Fee per piece (Rs.)
0.5 m, 1 m	10

(d) **Surveying Chain -**

Denomination	Fee per piece (Rs.)
20 m, 30 m	100

4. Beam Scale Class A & B:

Denomination	Fee per piece (Rs.)
500 g and below	60
1 Kg to 5 Kg	100
10 Kg to 50 Kg	150
100 Kg	300
200 Kg	400

5. Beam Scales Class C & D:

Denomination	Fee per piece (Rs.)
500 g and below	10
1 Kg to 5 Kg	15
10 Kg to 50 Kg	20
100 Kg to 200 Kg	100
300 Kg to 1000 Kg	200

6. Non-Automatic Weighing Instruments-Mechanical (analogue) Class III & IV :

Capacity	Fee per piece (Rs.)
1 Kg and below	15
above 1 Kg to 15 Kg	30
above 15 Kg to 25 Kg	60
above 25 Kg to 200 Kg	100
above 200 Kg to 300 Kg	200
above 300 Kg to 1500 Kg	300
above 1500 Kg to 3000 Kg	400
above 3000 Kg to 5000 Kg	500
above 5000 Kg to 10000 Kg	1000
above 10000 Kg to 150000 Kg	2000
above 150000 Kg to 300000 Kg	3000
above 300000 Kg to 400000 Kg	4000

7. Non-Automatic Weighing Instruments - Electronic Class III & IV :

Capacity	Fee per piece (Rs.)
20 Kg and below	100
above 20 Kg to 300 Kg	200
above 300 Kg to 1500 Kg	300
above 1500 Kg to 3000 Kg	500
above 3000 Kg to 10000 Kg	1000
above 10000 Kg to 150000 Kg	2000
above 150000 Kg to 300000 Kg	3000
above 300000 Kg to 400000 Kg	4000

8. Not Automatic Weighing instruments both mechanical and electronics class I & II:

Capacity	Fee per piece (Rs.)
Not exceeding 10Kg	200
Not exceeding 50 Kg but exceeding 10 Kg	250
Not exceeding 1000 Kg but exceeding 50 Kg	500
Not exceeding 10000 Kg but exceeding 1000 Kg	1000
Not exceeding 50000 Kg but exceeding 10000 Kg	2000
Exceeding 50000 Kg	3000

9. Automatic Weighing Instrument:

Capacity	Fee per piece (Rs.)
Not exceeding 10Kg	200
Not exceeding 50 Kg but exceeding 10 Kg	250
Not exceeding 1000 Kg but exceeding 50 Kg	500
Not exceeding 10000 Kg but exceeding 1000 Kg	1000
Not exceeding 50000 Kg but exceeding 10000 Kg	2000
Not exceeding 100000 Kg but exceeding 50000 Kg	3000
Exceeding 100000 Kg	4000

10. Volumetric measuring instruments:

(a) Dispensing pumps each pump	: Rs.1000.00 per unit
(b) Totalizing counter	: Rs. 500.00 per unit
(c) Other instruments	:

Capacity	Fee per piece (Rs.)
Not exceed 20 litre	200
Not exceeding 50 litre but exceeding 20 litre	250
Not exceeding 100 litre but exceeding 50 litre	500
Exceeding 100 litre	Rs. 500 for the 1 st 100 liters plus Rs. 250 for every additional 100 liters or part thereof.

11. Flow Meters :

Denomination	Fee per piece (Rs.)
Flow rate up to 100 litre/ min.	Rs.2000.00
Above 100 litre/ min. upto 500 litre/ min.	Rs.3000.00
Above 500 litre /min.	Rs.5000.00
Totalizing counter	Rs.500.00

12. Linear Measuring Instruments :

Denomination	Fee per piece (Rs.)
Taxi, Auto rickshaw meter	: Rs.100.00
Other meters	: Rs.50 for the 1 st 100 m. or part there of plus Rs. 5.00 for every additional 100 m. or part thereof.

13. Clinical Thermometer : Rs. 0.50 per unit**14. Water meter** : Rs. 25.00 per unit**15. Peg Measure :**

30 ml. : Rs.50.00 per unit

60 ml. : Rs.50.00 per unit

100 ml. : Rs.50.00 per unit

16. CNG

(a) Dispenser : Rs. 1000.00 per unit

(b) Totalizing counter : Rs. 500.00 per unit

17. LPG

(a) Dispenser : Rs. 1000.00 per unit

(b) Totalizing counter : Rs. 500.00 per unit

SCHEDULE XII

GOVERNMENT OF MAHARASHTRA

(Food, Civil Supplies and Consumer Protection Department)

Legal Metrology Organization

[Legal Metrology Act, 2009 and Rule 17(3) of the Maharashtra Legal Metrology (Enforcement) Rules, 2011.]

GOODS SUBJECT TO SPEEDY OR NATURAL DECAY.

- Name and address of the trader :
from whom the goods are seized
- Name and address of the Manufacturer/ :
Packer/importer if the goods seized
are in packaged form.
- Nature and description of the goods :
seized.
- Actual weight or measure of the :
goods seized.
- Approximate value in rupees :
of the goods seized.
- Remarks :

Signature of the Legal Metrology Officer.

DECLARATION OF THE TRADER

The above seized goods valued about Rs. _____ (Rupees.....) have been returned to me as they are subject to speedy or natural decay. I am responsible for the value of the goods and I undertake to abide by the instructions of the Department or Court.

I solemnly state that the facts mentioned above are true.

SIGNATURE OF THE
TRADER OR HIS AGENT.

SCHEDULE XIII

GOVERNMENT OF MAHARASHTRA

(Food, Civil Supplies and Consumer Protection Department)

Legal Metrology Organization[Legal Metrology Act, 2009 and Rule 24(1) of the Maharashtra
Legal Metrology (Enforcement) Rules, 2011.]Form of appeal against any order or decision given by
Controller or Legal Metrology Officer :

1. Name and address of the appellant :

2. No. and date of the order/decision :
of the Controller /Legal Metrology Officer against which
the appeal is preferred (enclose copy
of the order/decision).3. Whether the appellant desires to be :
heard in person or through an
authorized representative.

4. Grounds of appeal :

Place : Signature of the Appellant.

Date :

SCHEDULE XIV

(See Rule 25)

Compounding Fee for Various offences

Sr. No.	Nature of offence	Section	Penal section	Maximum compounding fees
(1)	(2)	(3)	(4)	(5)
				Rs.
1	Use of non-standard weight or measure	8(3)	25	5000
2	Manufacture/ Import of non standard weight or measure.	8(4)	27	20000
3	Sale of non standard weight or measure.	8(4)	27	5000
4	Making any transaction deal or contract in contravention of the prescribed standard.	10	28	2000
5	Quoting or publishing, etc. in non-standard units.	11	29	2000
6	Any custom, usages, etc., contrary to Standard weight, measure or numeration.	12, 30	30	5000
7	Non- production of documents, maintenance of record by licensee, etc.	15(2), 17	31	2000
8	Use /sale/distribution or delivery of unverified weight or measure.	24(1), 33	33	3000
9	Sale or delivery of commodities, etc. by non – standard weight or measure.	34	34	3000
10	Rendering services by non-standard weight, measure or number.	35	35	3000
11	Compliance of declaration in respect of pre-packaged commodity by Manufacturer/Packer/ Importer.	18(1)	36(1)	15000
12	Compliance of declaration in respect of pre-packaged commodity by Wholesale dealer/ Distributor.	18(1)	36(1)	10000

(1)	(2)	(3)	(4)	(5)
				Rs.
13	Compliance of declaration in respect of pre-packaged commodity by Retailer.	18(1)	36(1)	5000
14	Compliance of net quantity requirement of pre-packaged commodity.	18(1)	36(2)	20000
15	Manufacture of weight or measure without licence.	23	45	20000
16	Repair, sale, etc. of weight or measure without licence.	23	46	4000
17	Tampering with licence	47	47	20000
18	Provision of any rule made under the Act.	53(3)	53(3)	2000

By order and in the name of the Governor of Maharashtra,

BALDEV SINGH,
Secretary to Government.