

Establishment of Private Sub-Market Yards

Section- 5 of APMC Act, 1961

5-A. Establishment of private sub-market yards

The Director or any other authority empowered by the State Government in this behalf may grant licence to establish private sub-market yards in a market area for -

- (i) processing of agricultural produce;
- (ii) export of agricultural produce;
- (iii) trade of agricultural produce of particular specification; and
- (iv) grading, packing and transaction in other way by value addition of agricultural produce.

5-C. Grant, renewal or cancellation of Licence for establishment of private sub-market yards or the consumer-farmer markets

(1) Any person may apply to the Director or the authority empowered by the State Government in this behalf for grant of Licence to establish a private sub-market yard under section 5-A, or a consumer-farmer market under section 5-B, or for renewal of Licence granted under this section, in such form and in such manner, as may be prescribed.

(2) An application under sub-section (1) shall accompany with such Licence fees, as may be prescribed.

(3) Application received under sub-section (1) may be accepted or rejected for the reasons recorded in writing by the director or, as the case may be, the authority empowered under sub-section(1): provided that a Licence under this section shall not be granted or, as the case may be, renewed, where –

- (i) The market committee dues are outstanding against the applicant;
- (ii) The applicant is a minor or is not *bonafide*;
- (iii) The applicant has been declared defaulter under this Act or the rules or bye-laws made there under; and
- (iv) The applicant has been convicted for any offence and has been sentenced for imprisonment.

(4) All the Licences granted or renewed under this section shall be subject to such terms and conditions, as may be prescribed and the Licensee shall be bound to follow terms and conditions of the Licence and the provisions of this Act or the rules or Bye-laws made there under.

(5) The Director may, after such inquiry as he deems fit to make and after giving the Licensee a reasonable opportunity of being heard, cancel any Licence granted or renewed under this section, for the reasons recorded in writing.

Rule- 56-A of APMC Rules, 1963

56-A. Establishment of Private sub-market yard or private Consumer Farmer Market

(1) Any person including a co-operative society may apply to the Director or the authority empowered by the State Government in this behalf for establishment of a private sub-market yard or a private consumer-farmer market in Form XII.

(2) The minimum land required for establishment of private sub-market yard shall be five hectares and establishment of private consumer-farmer market shall be two hectares. The land should be in the name of the applicant.[Provided that on the recommendation of the Director, the State Government may, if it is satisfied that the establishment of a private mandi yard in a particular location will promote the effective and better regulation of sale and purchase of agricultural produce, relax the requirement of minimum area on land.]

(3) The applicant shall pay a licence fee as may be specified by the Government from time to time.

(4) The Director or the empowered authority may grant a licence for establishment of a private sub-market yard or for a private consumer farmer market in Form XIII. The licensee shall abide by all the terms and conditions mentioned in the license.

(5) The Market committee shall collect market fee from, the licensees/Traders of a private sub market as per the provisions of the Act and shall pay such part of the market fee to the licensee of the Private sub-market yard, as may be specified by the Government from time to time.

(6) Subject to Sub-Sec. (2) of Sect. 5 the licensee of private consumer-farmer market shall collect service charges from the sellers at such rate as may be specified by the Government, from time to time.

(7) The sellers of the Private consumer-farmer market shall not sell more than such quantities of their produce to a consumer at one time, as may be specified by the Government from time to time.

(8) The producer shall sell his produce in the private consumer farmer market directly to the consumer at mutually agreed price.