

MOST URGENT

No. H-11016/386/2017-UPA-II
Government of India
Ministry of Housing and Urban Poverty Alleviation
(UPA Section)

Nirman Bhavan, New Delhi.

Dated the, 14 July, 2017

To

Principle Secretary (UD & Housing)
(All States/UTs)

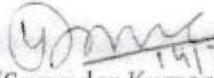
URGENT
SMM - SSSI
14/07/17

Subject: LOK SABHA PROVISIONALLY ADMITTED STARRED Question No. 1610 to be answered on 19-07-2017 regarding "STREET VENDORS ACT 2014".

Sir,

I am directed to refer to the advance copy of the captioned question and to reproduce the text of the question as follows:-

- a) whether the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 contains provisions that town vending committees will conduct survey of all present street vendors in their area in every five years, if so, the details thereof;
 - b) the details of the committees which have got the street vendors of their areas surveyed and the number of towns where street vendors have not been surveyed along with the reason for not conducting survey; and
 - c) the reaction of the Government thereto?
2. It is requested to kindly arrange to furnish the reply to part (b) of the Question to this Ministry latest by 15-07-2017 by return fax (011-23061185) and E-mail: dir-nulm@nic.in or sousd12345@gmail.com.
3. This may kindly be awarded **TOP PRIORITY**.


(Surender Kumar)

Under Secretary to the Government of India
Tel. No.: 23061185



भारत का राजपत्र The Gazette of India

असाधारण

EXTRAORDINARY

भाग II — खण्ड 1

PART II — Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 8] नई दिल्ली, बुधवार, मार्च 5, 2014/ फाल्गुन 14, 1935 (शक)
No. 8] NEW DELHI, WEDNESDAY, MARCH 5, 2014/PHALGUNA 14, 1935 (SAKA)

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 5th March, 2014/Phalguna 14, 1935 (Saka)

The following Act of Parliament received the assent of the President on the 4th March, 2014, and is hereby published for general information:—

THE STREET VENDORS (PROTECTION OF LIVELIHOOD AND REGULATION OF STREET VENDING) ACT, 2014

(No. 7 OF 2014)

[4th March, 2014.]

An Act to protect the rights of urban street vendors and to regulate street vending activities and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Sixty-fifth Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. (1) This Act may be called the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

Short title,
extent,
commencement
and
provisions.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint; and different dates may be appointed for different States and any reference in any provision to the commencement of this Act shall be construed in relation to any State as a reference to the coming into force of that provision in that State.

(4) The provisions of this Act shall not apply to any land, premises and trains owned and controlled by the Railways under the Railway Act, 1989.

24 of 1989.

Definitions.

2. (1) In this Act, unless the context otherwise requires,—

(a) “appropriate Government” means in respect of matters relating to,—

(i) a Union territory without Legislature, the Central Government;

(ii) the Union territories with Legislature, the Government of the National Capital Territory of Delhi or, as the case may be, the Government of Union territory of Puducherry;

(iii) a State, the State Government;

(b) “holding capacity” means the maximum number of street vendors who can be accommodated in any vending zone and has been determined as such by the local authority on the recommendations of the Town Vending Committee;

(c) “local authority” means a Municipal Corporation or a Municipal Council or a Nagar Panchayat, by whatever name called, or the Cantonment Board, or as the case may be, a civil area committee appointed under section 47 of the Cantonment Act, 2006 or such other body entitled to function as a local authority in any city or town to provide civic services and regulate street vending and includes the “planning authority” which regulates the land use in that city or town;

41 of 2006.

(d) “mobile vendors” means street vendors who carry out vending activities in designated area by moving from one place to another place vending their goods and services;

(e) “natural market” means a market where sellers and buyers have traditionally congregated for the sale and purchase of products or services and has been determined as such by the local authority on the recommendations of the Town Vending Committee;

(f) “notification” means a notification published in the Official Gazette and the term “notify” shall be construed accordingly;

(g) “planning authority” means an Urban Development Authority or any other authority in any city or town designated by the appropriate Government as responsible for regulating the land use by defining the precise extent of areas for any particular activity in the master plan or development plan or zonal plan or layout plan or any other spatial plan which is legally enforceable under the applicable Town and Country Planning Act or the Urban Development Act or the Municipal Act, as the case may be;

(h) “prescribed” means prescribed by rules made under this Act by the appropriate Government;

(i) “Schedule” means the Schedule annexed to this Act;

(j) “scheme” means a scheme framed by the appropriate Government under section 38;

(k) “stationary vendors” means street vendors who carry out vending activities on regular basis at a specific location;

(l) “street vendor” means a person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and

includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words "street vending" with their grammatical variations and cognate expressions, shall be construed accordingly;

(m) "Town Vending Committee" means the body constituted by the appropriate Government under section 22;

(n) "vending zone" means an area or a place or a location designated as such by the local authority, on the recommendations of the Town Vending Committee, for the specific use by street vendors for street vending and includes footpath, side walk, pavement, embankment, portions of a street, waiting area for public or any such place considered suitable for vending activities and providing services to the general public.

(2) Any reference in this Act to any enactment or any provision thereof, shall, in relation to an area in which such enactment or such provision is not in force be construed as a reference to the corresponding law, if any, in force in that area.

CHAPTER II

REGULATION OF STREET VENDING

3. (1) The Town Vending Committee shall, within such period and in such manner as may be specified in the scheme, conduct a survey of all existing street vendors, within the area under its jurisdiction, and subsequent survey shall be carried out at least once in every five years.

Survey of street vendors and protection from eviction or relocation.

(2) The Town Vending Committee shall ensure that all existing street vendors, identified in the survey, are accommodated in the vending zones subject to a norm conforming to two and half per cent. of the population of the ward or zone or town or city, as the case may be, in accordance with the plan for street vending and the holding capacity of the vending zones.

(3) No street vendor shall be evicted or, as the case may be, relocated till the survey specified under sub-section (1) has been completed and the certificate of vending is issued to all street vendors.

4. (1) Every street vendor, identified under the survey carried out under sub-section (1) of section 3, who has completed the age of fourteen years or such age as may be prescribed by the appropriate Government, shall be issued a certificate of vending by the Town Vending Committee, subject to such terms and conditions and within the period specified in the scheme including the restrictions specified in the plan for street vending:

Issue of certificate of vending.

Provided that a person, whether or not included under the survey under sub-section (1) of section 3, who has been issued a certificate of vending before the commencement of this Act, whether known as licence or any other form of permission (whether as a stationary vendor or a mobile vendor or under any other category) shall be deemed to be a street vendor for that category for the period for which he has been issued such certificate of vending.

(2) Where, in the intervening period between two surveys, any person seeks to vend, the Town Vending Committee may grant a certificate of vending to such person, subject to the scheme, the plan for street vending and the holding capacity of the vending zones.

(3) Where the number of street vendors identified under sub-section (1) or the number of persons seeking to vend under sub-section (2) are more than the holding capacity of the vending zone and exceeds the number of persons to be accommodated in that vending zone, the Town Vending Committee shall carry out a draw of lots for issuing the certificate of vending for that vending zone and the remaining persons shall be accommodated in any adjoining vending zone to avoid relocation.

Conditions for issue of certificate of vending.

5. (1) Every street vendor shall give an undertaking to the Town Vending Committee prior to the issue of a certificate of vending under section 4, that—

(a) he shall carry on the business of street vending himself or through any of his family member;

(b) he has no other means of livelihood:

(c) he shall not transfer in any manner whatsoever, including rent, the certificate of vending or the place specified therein to any other person.

(2) Where a street vendor to whom a certificate of vending is issued dies or suffers from any permanent disability or is ill, one of his family member in following order of priority, may vend in his place, till the validity of the certificate of vending—

(a) spouse of the street vendor;

(b) dependent child of the street vendor:

Provided that where a dispute arises as to who is entitled to vend in the place of the vendor, the matter shall be decided by the committee under section 20.

Categories of certificate of vending and issue of identity cards.

6. (1) The certificate of vending shall be issued under any of the following categories, namely:—

(a) a stationary vendor;

(b) a mobile vendor; or

(c) any other category as may be specified in the scheme.

(2) The certificate of vending issued for the categories specified in sub-section (1) shall be in such form, and issued in such manner, as may be specified in the scheme and specify the vending zone where the street vendor shall carry on his vending activities, the days and timings for carrying on such vending activities and the conditions and restrictions subject to which he shall carry on such vending activities.

(3) Every street vendor who has been issued certificate of vending under sub-section (1) shall be issued identity cards in such form and manner as may be specified in the scheme.

Criteria for issuing certificate of vending.

7. The criteria to be followed by the Town Vending Committee for issuing certificate of vending to a street vendor shall be as specified in the scheme, which may, apart from other things, provide for preference to the Scheduled Castes, the Scheduled Tribes, Other Backward Classes, women, persons with disabilities, minorities or such other categories as may be specified in the scheme.

Vending fees.

8. Every street vendor who has been issued certificate of vending shall pay such vending fees as may be specified in the scheme.

Validity and renewal of certificate of vending.

9. (1) Every certificate of vending shall be valid for such period as may be specified in the scheme.

(2) Every certificate of vending shall be renewable for such period, in such manner, and on payment of such fees, as may be specified in the scheme.

Cancellation or suspension of certificate of vending.

10. Where a street vendor who has been issued a certificate of vending under this Act commits breach of any of the conditions thereof or any other terms and conditions specified for the purpose of regulating street vending under this Act or any rules or schemes made thereunder, or where the Town Vending Committee is satisfied that such certificate of vending has been secured by the street vendor through misrepresentation or fraud, the Town Vending Committee may, without prejudice to any other fine which may have been incurred by the street vendor under this Act, cancel the certificate of vending or suspend the same in such manner as may be specified in the scheme and for such period as it deems fit:

Provided that no such cancellation or suspension shall be made by the Town Vending Committee unless an opportunity of hearing has been given to the street vendor.

11. (1) Any person who is aggrieved by any decision of the Town Vending Committee with respect to issue of certificate of vending under section 6 or cancellation or suspension of certificate of vending under section 10 may prefer an appeal to the local authority in such form, within such period, and in such manner, as may be prescribed.

Appeal from decision of Town Vending Committee.

(2) No appeal shall be disposed of by the local authority unless the appellant has been given an opportunity of hearing.

CHAPTER III

RIGHTS AND OBLIGATIONS OF STREET VENDORS

12. (1) Every street vendor shall have the right to carry on the business of street vending activities in accordance with the terms and conditions mentioned in the certificate of vending.

Rights of street vendor.

(2) Notwithstanding anything contained in sub-section (1), where any area or space, as the case may be, has been earmarked as no-vending zone, no street vendor shall carry out any vending activities in that zone.

13. Every street vendor, who possesses a certificate of vending, shall, in case of his relocation under section 18, be entitled for new site or area, as the case may be, for carrying out his vending activities as may be determined by the local authority, in consultation with the Town Vending Committee.

Right of street vendor for a new site or area on relocation.

14. Where a street vendor occupies space on a time sharing basis, he shall remove his goods and wares every day at the end of the time-sharing period allowed to him.

Duty of street vendors.

15. Every street vendor shall maintain cleanliness and public hygiene in the vending zones and the adjoining areas.

Maintenance of cleanliness and public hygiene.

16. Every street vendor shall maintain civic amenities and public property in the vending zone in good condition and not damage or destroy or cause any damage or destruction to the same.

Maintenance of civic amenities in vending zone in good condition.

17. Every street vendor shall pay such periodic maintenance charges for the civic amenities and facilities provided in the vending zones as may be determined by the local authority.

Payment of maintenance charges.

CHAPTER IV

RELOCATION AND EVICTION OF STREET VENDORS

18. (1) The local authority may, on the recommendations of the Town Vending Committee, declare a zone or part of it to be a no-vending zone for any public purpose and relocate the street vendors vending in that area, in such manner as may be specified in the scheme.

Relocation or eviction of street vendors.

(2) The local authority shall evict such street vendor whose certificate of vending has been cancelled under section 10 or who does not have a certificate of vending and vends without such certificate, in such manner as may be specified in the scheme.

(3) No street vendor shall be relocated or evicted by the local authority from the place specified in the certificate of vending unless he has been given thirty days' notice for the same in such manner as may be specified in the scheme.

(4) A street vendor shall be relocated or evicted by the local authority physically in such manner as may be specified in the scheme only after he had failed to vacate the place specified in the certificate of vending, after the expiry of the period specified in the notice.

(5) Every street vendor who fails to relocate or vacate the place specified in the certificate of vending, after the expiry of the period specified in the notice, shall be liable to pay for every day of such default, a penalty which may extend up to two hundred and fifty rupees, as may be determined by the local authority, but shall not be more than the value of goods seized.

Seizure and reclaiming of goods.

19. (1) If the street vendor fails to vacate the place specified in the certificate of vending, after the lapse of the period specified in the notice given under sub-section (3) of section 18, the local authority, in addition to evicting the street vendor under section 18, may, if it deems necessary, seize the goods of such street vendor in such manner as may be specified in the scheme:

Provided that where any such seizure is carried out, a list of goods seized shall be prepared, as specified in the scheme, and a copy thereof, duly signed by the person authorised to seize the goods, shall be issued to the street vendor.

(2) The street vendor whose goods have been seized under sub-section (1) may, reclaim his goods in such manner, and after paying such fees, as may be specified in the scheme:

Provided that in case of non-perishable goods, the local authority shall release the goods within two working days of the claim being made by the street vendor, and in case of perishable goods the local authority shall release the goods on the same day of the claim being made by the street vendor.

CHAPTER V

DISPUTE REDRESSAL MECHANISM

Redressal of grievances or resolution of disputes of street vendors.

20. (1) The appropriate Government may constitute one or more committees consisting of a Chairperson who has been a civil judge or a judicial magistrate and two other professionals having such experience as may be prescribed for the purpose of deciding the applications received under sub-section (2):

Provided that no employee of the appropriate Government or the local authority shall be appointed as members of the committee.

(2) Every street vendor who has a grievance or dispute may make an application in writing to the committee constituted under sub-section (1) in such form and manner as may be prescribed.

(3) On receipt of grievance or dispute under sub-section (2), the committee referred to in sub-section (1) shall, after verification and enquiry in such manner, as may be prescribed, take steps for redressal of such grievance or resolution of such dispute, within such time and in such manner as may be prescribed.

(4) Any person who is aggrieved by the decision of the committee may prefer an appeal to the local authority in such form, within such time and in such manner as may be prescribed.

(5) The local authority shall dispose of the appeal received under sub-section (4) within such time and in such manner as may be prescribed:

Provided that the local authority shall, before disposing of the appeal, give an opportunity of being heard to the aggrieved person.

CHAPTER VI

PLAN FOR STREET VENDING

Plan for street vending.

21. (1) Every local authority shall, in consultation with the planning authority and on the recommendations of the Town Vending Committee, once in every five years, prepare a plan to promote the vocation of street vendors covering the matters contained in the First Schedule.

(2) The plan for street vending prepared by the local authority shall be submitted to the appropriate Government for approval and that Government shall, before notifying the plan, determine the norms applicable to the street vendors.

CHAPTER VII

TOWN VENDING COMMITTEE

22. (1) The appropriate Government may, by rules made in this behalf, provide for the term and the manner of constituting a Town Vending Committee in each local authority:

Town Vending Committee.

Provided that the appropriate Government may, if considers necessary, provide for constitution of more than one Town Vending Committee, or a Town Vending Committee for each zone or ward, in each local authority.

(2) Each Town Vending Committee shall consist of:—

(a) Municipal Commissioner or Chief Executive Officer, as the case may be, who shall be the Chairperson; and

(b) such number of other members as may be prescribed, to be nominated by the appropriate Government, representing the local authority, medical officer of the local authority, the planning authority, traffic police, police, association of street vendors, market associations, traders associations, non-governmental organisations, community based organisations, resident welfare associations, banks and such other interests as it deems proper;

(c) the number of members nominated to represent the non-governmental organisations and the community based organisations shall not be less than ten per cent.;

(d) the number of members representing the street vendors shall not be less than forty per cent. who shall be elected by the street vendors themselves in such manner as may be prescribed:

Provided that one-third of members representing the street vendors shall be from amongst women vendors:

Provided further that due representation shall be given to the Scheduled Castes, the Scheduled Tribes, Other Backward Classes, minorities and persons with disabilities from amongst the members representing street vendors.

(3) The Chairperson and the members nominated under sub-section (2) shall receive such allowances as may be prescribed by the appropriate Government.

23. (1) The Town Vending Committee shall meet at such times and places within the jurisdiction of the local authority and shall observe such rules of procedure in regard to the transaction of business at its meetings, and discharge such functions, as may be prescribed.

Meetings of Town Vending Committee.

(2) Every decision of the Town Vending Committee shall be notified along with the reasons for taking such decision.

24. (1) The Town Vending Committee may associate with itself in such manner and for such purposes, as may be prescribed, any person whose assistance or advice it may desire, in carrying out any of the provisions of this Act.

Temporary association of persons with Town Vending Committee for particular purposes.

(2) A person associated under sub-section (1) shall be paid such allowances as may be prescribed.

25. The local authority shall provide the Town Vending Committee with appropriate office space and such employees as may be prescribed.

Office space and other employees for Town Vending Committee.

Publication of street vendor's charter and data-base and carrying out of social audit.

26. (1) Every Town Vending Committee shall publish the street vendor's charter specifying therein the time within which the certificate of vending shall be issued to a street vendor and the time within which such certificate of vending shall be renewed and other activities to be performed within the time limit specified therein.

(2) Every Town Vending Committee shall maintain up to date records of registered street vendors and street vendors to whom certificate of vending has been issued containing name of such street vendor, stall allotted to him, nature of business carried out by him, category of street vending and such other particulars which may be relevant to the street vendors, in such manner as may be prescribed.

(3) Every Town Vending Committee shall carry out social audit of its activities under the Act or the rules or the schemes made thereunder in such form and manner as may be specified in the scheme.

CHAPTER VIII

PREVENTION OF HARASSMENT OF STREET VENDORS

Prevention of harassment by police and other authorities.

27. Notwithstanding anything contained in any other law for the time being in force, no street vendor who carries on the street vending activities in accordance with the terms and conditions of his certificate of vending shall be prevented from exercising such rights by any person or police or any other authority exercising powers under any other law for the time being in force.

CHAPTER IX

PENAL PROVISIONS

Penalty for contraventions.

28. If any street vendor—

(a) indulges in vending activities without a certificate of vending;

(b) contravenes the terms of certificate of vending; or

(c) contravenes any other terms and conditions specified for the purpose of regulating street vending under this Act or any rules or schemes made thereunder,

he shall be liable to a penalty for each such offence which may extend up to rupees two thousand as may be determined by the local authority.

CHAPTER X

MISCELLANEOUS

Provisions of this Act, not to be construed as conferring ownership rights, etc.

29. (1) Nothing contained in this Act shall be construed as conferring upon a street vendor any temporary, permanent or perpetual right of carrying out vending activities in the vending zones allotted to him or in respect of any place on which he carries on such vending activity.

(2) Nothing contained in sub-section (1) shall apply to any stationery vendor, if a temporary leasehold or ownership right has been conferred on him by a lease deed or otherwise, in respect of a place at specific location where he carries on such vending activity in accordance with the provisions of any law for the time being in force for carrying out such vending activity.

Returns.

30. Every Town Vending Committee shall furnish, from time to time, to the appropriate Government and the local authority such returns as may be prescribed.

Promotional measures.

31. The appropriate Government may, in consultation with the Town Vending Committee, local authority, planning authority and street vendors associations or unions, undertake promotional measures of making available credit, insurance and other welfare schemes of social security for the street vendors.

32. The appropriate Government may, to the extent of availability of financial and other resources,—

Research, training and awareness.

(a) organise capacity building programmes to enable the street vendors to exercise the rights contemplated under this Act;

(b) undertake research, education and training programmes to advance knowledge and understanding of the role of the informal sector in the economy, in general and the street vendors, in particular and to raise awareness among the public through Town Vending Committee.

33. The provisions of this Act shall have effect notwithstanding anything inconsistent therein contained in any other law for the time being in force or in any instrument having effect by virtue of any law other than this Act.

Act to have overriding effect.

34. The appropriate Government may, by general or special order in writing, delegate such of its powers and functions under this Act (excluding the power to frame scheme under section 38 and power to make rules under section 36), as it may deem necessary, to the local authority or the Town Vending Committee or any other officer, subject to such conditions, if any, as may be specified in that order.

Powers to delegate.

35. (1) On the recommendations made by the appropriate Government or otherwise, if the Central Government is satisfied that it is necessary or expedient so to do, it may, by notification, amend the Schedules and thereupon the First Schedule or the Second Schedule, as the case may be, shall be deemed to have been amended accordingly.

Power to amend Schedules.

(2) A copy of every notification issued under sub-section (1), shall be laid before each House of Parliament as soon as may be after it is issued.

36. (1) The appropriate Government shall, within one year from the date of commencement of this Act, by notification, make rules for carrying out the provisions of this Act.

Power to make rules.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the age for street vending under sub-section (1) of section 4;

(b) the form, period and manner of filing appeal with the local authority under sub-section (1) of section 11;

(c) the persons and the experience such person shall have under sub-section (1) of section 20;

(d) the form and the manner of making application under sub-section (2) of section 20;

(e) the manner of verification and enquiry on receipt of grievance or dispute, the time within which and the manner in which steps for redressal of grievances and resolution of disputes may be taken under sub-section (3) of section 20;

(f) the form, the time within which and the manner in which an appeal may be filed under sub-section (4) of section 20;

(g) the time within which and the manner in which an appeal shall be disposed of under sub-section (5) of section 20;

(h) the term of, and the manner of constituting, the Town Vending Committee under sub-section (1) of section 22;

(i) the number of other members of the Town Vending Committee under clause (b) of sub-section (2) of section 22;

(j) the manner of elections among street vendors under clause (d) of sub-section (2) of section 22;

(k) the allowances to Chairperson and members under sub-section (3) of section 22;

(l) the time and place for meeting, procedure for transaction of business at meetings and functions to be discharged by the Town Vending Committee under section 23;

(m) the manner and the purpose for which a person may be associated under sub-section (1) of section 24;

(n) the allowances to be paid to an associated person under sub-section (2) of section 24;

(o) the other employees of Town Vending Committee under section 25;

(p) the manner of maintaining up to date record of all street vendors under sub-section (2) of section 26;

(q) the returns to be furnished under section 30;

(r) the manner of publishing summary of scheme under sub-section (2) of section 38.

(3) Every rule and scheme made by the Central Government under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or scheme or both Houses agree that the rule or scheme should not be made, the rule or scheme shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or scheme.

(4) Every rule or scheme made by the State Government under this Act shall, as soon as may be after it is made, be laid before each House of the State Legislature where there are two Houses, and where there is one House of the State Legislature, before that House.

Power to
make bye-
laws.

37. Subject to the provisions of this Act or any rule or scheme made thereunder, the local authority may make bye-laws to provide for all or any of the following matters, namely:—

(a) the regulation and manner of vending in restriction-free-vending zones, restricted-vending zones and designated vending zones;

(b) determination of monthly maintenance charges for the civic amenities and facilities in the vending zones under section 17;

(c) determination of penalty under sub-section (5) of section 18 and section 28;

(d) the regulation of the collection of taxes and fees in the vending zones;

(e) the regulation of traffic in the vending zones;

(f) the regulation of the quality of products and services provided to the public in vending zones and maintenance of public health, hygiene and safety standards;

(g) the regulation of civic services in the vending zones; and

(h) the regulation of such other matters in the vending zones as may be necessary.

Scheme for
street vendors.

38. (1) For the purposes of this Act, the appropriate Government shall frame a scheme, within six months from the date of commencement of this Act, after due consultations with the local authority and the Town Vending Committee, by notification, which may specify all or any of the matters provided in the Second Schedule.

(2) A summary of the scheme notified by the appropriate Government under sub-section (1) shall be published by the local authority in at least two local news papers in such manner as may be prescribed.

39. (1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty:

Power to
remove
difficulties.

Provided that no order shall be made under this section after expiry of three years from the commencement of this Act.

(2) Every order made under this section shall, as soon as may be after it is made, be laid before each House of Parliament.

THE FIRST SCHEDULE

(See section 21)

PLAN FOR STREET VENDING

(1) The plan for street vending shall,—

(a) ensure that all existing street vendors identified in the survey, subject to a norm conforming to two and half per cent. of the population of the ward, zone, town or city, as the case may be, are accommodated in the plan for street vending;

(b) ensure the right of commuters to move freely and use the roads without any impediment;

(c) ensure that the provision of space or area for street vending is reasonable and consistent with existing natural markets;

(d) take into account the civic facilities for appropriate use of identified spaces or areas as vending zones;

(e) promote convenient, efficient and cost effective distribution of goods and provision of services;

(f) such other matters as may be specified in the scheme to give effect to the plan for street vending.

(2) The plan for street vending shall contain all of the following matters, namely:—

(a) determination of spatial planning norms for street vending;

(b) earmarking of space or area for vending zones;

(c) determination of vending zones as restriction-free-vending zones, restricted-vending zones and no-vending zones;

(d) making of spatial plans conducive and adequate for the prevalent number of street vendors in that city or town and also for the future growth, by adopting such norms as may be necessary;

(e) consequential changes needed in the existing master plan, development plan, zonal plan, layout plan and any other plan for accommodating street vendors in the designated vending zones.

(3) Declaration of no-vending zone shall be carried out by the plan for street vending, subject to the following principles, namely:—

(a) any existing market, or a natural market as identified under the survey shall not be declared as a no-vending zone;

(b) declaration of no-vending zone shall be done in a manner which displaces the minimum percentage of street vendors;

(c) overcrowding of any place shall not be a basis for declaring any area as a no-vending zone provided that restrictions may be placed on issuing certificate of vending in such areas to persons not identified as street vendors in the survey;

(d) sanitary concerns shall not be the basis for declaring any area as a no-vending zone unless such concerns can be solely attributed to street vendors and cannot be resolved through appropriate civic action by the local authority;

(e) till such time as the survey has not been carried out and the plan for street vending has not been formulated, no zone shall be declared as a no-vending zone.

THE SECOND SCHEDULE

(See section 38)

Matters to be provided in the Scheme for Street Vendors framed by the appropriate Government:—

- (a) the manner of conducting survey;
- (b) the period within which certificate of vending shall be issued to the street vendors identified under the survey;
- (c) the terms and conditions subject to which certificate of vending may be issued to a street vendor including to those persons who wish to carry on street vending during the intervening period of two surveys;
- (d) the form and the manner in which the certificate of vending may be issued to a street vendor;
- (e) the form and manner of issuing identity cards to street vendors;
- (f) the criteria for issuing certificate of vending to street vendors;
- (g) the vending fees to be paid on the basis of category of street vending, which may be different for different cities;
- (h) the manner of collecting, through banks, counters of local authority and counters of Town Vending Committee, vending fees, maintenance charges and penalties for registration, use of parking space for mobile stalls and availing of civic services;
- (i) the period of validity of certificate of vending;
- (j) the period for which and the manner in which a certificate of vending may be renewed and the fees for such renewal;
- (k) the manner in which the certificate of vending may be suspended or cancelled;
- (l) the categories of street vendors other than stationery vendors and mobile vendors;
- (m) the other categories of persons for preference for issue of certificate of vending;
- (n) the public purpose for which a street vendor may be relocated and the manner of relocating street vendor;
- (o) the manner of evicting a street vendor;
- (p) the manner of giving notice for eviction of a street vendor;
- (q) the manner of evicting a street vendor physically on failure to evict;
- (r) the manner of seizure of goods by the local authority, including preparation and issue of list of goods seized;
- (s) the manner of reclaiming seized goods by the street vendor and the fees for the same;
- (t) the form and the manner for carrying out social audit of the activities of Town Vending Committee;
- (u) the conditions under which private places may be designated as restriction-free-vending zones, restricted-vending zones and no-vending zones;

(v) the terms and conditions for street vending including norms to be observed for up keeping public health and hygiene;

(w) the designation of State Nodal Officer for co-ordination of all matters relating to street vending at the state level;

(x) the manner of maintenance of proper records and other documents by the Town Vending Committee, local authority, planning authority and State Nodal Officer in respect of street vendors;

(y) the manner of carrying out vending activities on time-sharing basis;

(z) the principles for determination of vending zones as restriction-free-vending zones, restricted-vending zones and no-vending zones;

(za) the principles for determining holding capacity of vending zones and the manner of undertaking comprehensive census and survey;

(zb) principles of relocation subject to the following:—

(i) relocation should be avoided as far as possible, unless there is clear and urgent need for the land in question;

(ii) affected vendors or their representatives shall be involved in planning and implementation of the rehabilitation project;

(iii) affected vendors shall be relocated so as to improve their livelihoods and standards of living or at least to restore them, in real terms to pre-evicted levels;

(iv) livelihood opportunities created by new infrastructure development projects shall accommodate the displaced vendors so that they can make use of the livelihood opportunities created by the new infrastructure;

(v) loss of assets shall be avoided and in case of any loss, it shall be compensated;

(vi) any transfer of title or other interest in land shall not affect the rights of street vendors on such land, and any relocation consequent upon such a transfer shall be done in accordance with the provisions of this Act;

(vii) state machinery shall take comprehensive measures to check and control the practice of forced evictions;

(viii) natural markets where street vendors have conducted business for over fifty years shall be declared as heritage markets, and the street vendors in such markets shall not be relocated;

(zc) any other matter which may be included in the scheme for carrying out the purposes of this Act.

P.K. MALHOTRA,
Secy. to the Govt. of India.

Sri Ashok Chatterjee

CHAIRMAN



NAIHATI MUNICIPALITY

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Ref. No. : 545/MC-II

The Director,
S U D A
"ILGUS BHAWAN"
H-C Block, Sector-III,
Bidhannagar, Kol-106



Date : 27.05.17

NULM
SMM-SR
SR
28/05/17

Sub: Financial Assistance from 'NULM' or any other fund for on-going
Construction work of Hawkers' Market" under Naihati Municipality

Respected Sir,

It is well known to you that the most wanting matter to the common people of Naihati is to rehabilitate the hawkers to the Hawkers' Market and thus to vacate both sides of Aurobinda Road for smooth movement of the passersby. The construction work of Hawkers' Market is being executed with the loan amounting to Rs. 5.0 crores taken from "WBMDFT". This fund may lead to the construction upto a certain level of structural work of the building. As the construction cost of that project was 15.50 crores, it would be very difficult to implement the project unless and otherwise financial assistance is obtained from any other source in future.

Sir, an estimate of Rs.1.88 crore has been prepared for finishing (civil) work of the market for the sake of financial help from your end.

Hope, your kind co-operation as well as financial assistance towards implementation of the project may be accelerated.

Awaiting your positive assurance.

Thanking you,

Encl : Estimate for finishing work.

Yours faithfully,

Ashok Chatterjee

Chairman
Naihati Municipality

Chairman
NAIHATI MUNICIPALITY
North 24 Parganas

Name of Work: Construction work of Hawker's Market by the side of Aurobinda Road & Thakurpara Road under Naihati Municipality.

Abstract of estimate for finishing work at Hawkers' Market by the side of Thakurpara Road under Naihati Municipalikty

Sl. No.	Item Description	Quantity	Units	Estimated Rate	TOTAL AMOUNT Without Taxes
1	2	4	5	6	53
1	Brick work with 1st class bricks in cement mortar (1:6)				
	(a) In foundation and plinth	54.100	Cum.	5719.000	309397.90
	(b) In superstructure				
	(i) In Ground Floor	58.500	Cum.	5943.000	347665.50
	(ii) In 1st Floor	58.000	Cum.	6055.000	351190.00
	(iii) In 2nd Floor	58.000	Cum.	6167.000	357686.00
	(iv) In 3rd Floor	58.000	Cum.	6279.000	364182.00
	(v) In 4th Floor	68.000	Cum.	6391.000	434588.00
2	125 mm. thick brick work with 1st class bricks in cement mortar (1:4) in ground floor.				
	(i) In Ground Floor	605.000	Sqm.	783.000	473715.00
	(ii) In 1st Floor	605.000	Sqm.	795.000	480975.00
	(iii) In 2nd Floor	605.000	Sqm.	807.000	488235.00
	(iv) In 3rd Floor	605.000	Sqm.	819.000	495495.00
	(v) In 4th Floor	720.000	Sqm.	831.000	598320.00
3	Plaster (to wall, floor, ceiling etc.) with sand and cement mortar including rounding off or chamfering corners as directed and raking out joints including throating, nosing and drip course, scaffolding/staging where necessary (Ground floor).[Excluding cost of chipping over concrete surface]				
4	(i) With 1:6 cement mortar				
	15 mm. Thick Outside Plaster				
	(a) In Ground Floor	996.000	Sqm.	156.000	155376.00
	(b) In 1st Floor	931.500	Sqm.	160.000	149040.00
	(c) In 2nd Floor	931.500	Sqm.	164.000	152766.00
	(d) In 3rd Floor	931.500	Sqm.	168.000	156492.00
	(e) In 4th Floor	1200.000	Sqm.	172.000	206400.00
	(ii) With 1:6 cement mortar				
	20 mm. Thick Inside Plaster				
	(a) In Ground Floor	1080.000	Sqm.	181.000	195480.00
	(b) In 1st Floor	1078.080	Sqm.	185.000	199444.80
	(c) In 2nd Floor	1078.080	Sqm.	189.000	203757.12
	(d) In 3rd Floor	1078.080	Sqm.	193.000	208069.44

	(e) In 4th Floor	1148.000	Sqm.	197.000	226156.00
	(iii) With 1:4 cement mortar				
	10 mm. Thick Ceiling Plaster				
	(a) In Ground Floor	684.180	Sqm.	140.000	95785.20
	(b) In 1st Floor	684.180	Sqm.	144.000	98521.92
	(c) In 2nd Floor	684.180	Sqm.	148.000	101258.64
	(d) In 3rd Floor	684.180	Sqm.	152.000	103995.36
	(e) In 4th Floor	715.140	Sqm.	156.000	111561.84
5	Neat cement punning about 1.5 mm. thick in wall, dado, window, sills, floor, drain etc. NOTE: Cement 0.152 cu.m. per 100 sq.m.	175.200	Sqm.	38.000	6657.60
6	Applying Exterior grade Acrylic primer of approved quality and brand on plastered or concrete surface old or new surface to receive decorative textured(matt finish) or smooth finish acrylic exterior emulsion paint including scraping and preparing the surface throughly, complete as per manufacturer's specification and as per direction of the EIC.				
	(i) One Coat				
	(a) In Ground Floor	320.000	Sqm.	34.040	10892.80
	(b) In 1st Floor	316.000	Sqm.	34.760	10984.16
	(c) In 2nd Floor	316.000	Sqm.	35.480	11211.68
	(d) In 3rd Floor	316.000	Sqm.	36.200	11439.20
	(e) In 4th Floor	661.000	Sqm.	36.920	24404.12
7	Protective and Decorative Acrylic exterior emulsion paint of approved quality, as per manufacturer's specification and as per direction of EIC to be applied over acrylic primer as required. The rate includes cost of material, labour, scaffolding and all incidental charges but excluding the cost of primer. (i) Normal Acrylic Emulsion				
	(a) In Ground Floor	320.000	Sqm.	73.000	23360.00
	(b) In 1st Floor	317.000	Sqm.	73.720	23369.24
	(c) In 2nd Floor	317.000	Sqm.	74.440	23597.48
	(d) In 3rd Floor	317.000	Sqm.	75.160	23825.72
	(e) In 4th Floor	661.000	Sqm.	75.880	50156.68
8	Rendering the surface of walls and ceiling with plaster of paris (thickness not less than 1.5 mm.)	12070.000	Sqm.	69.000	832830.00

9	Applying Interior grade Acrylic Primer of approved quality and brand on plastered or concrete surface old or new surface to receive Distemper/ Acrylic emulsion paint including scraping and preparing the surface thoroughly, complete as per manufacturer's specification and as per direction of the EIC. (In Ground Floor) (a) One Coat				
	i) Water based interior grade Acrylic Primer	121.000	%Sqm	3333.000	403293.00
10	Acrylic Distemper to interior wall, ceiling with a coat of solvent based interior grade acrylic primer (as per manufacturer's specification) including cleaning and smoothing of surface. Two Coats	12070.000	Sqm.	76.000	917320.00
11	Supplying and laying true to line and level vitrified tiles of approved brand (size not less than 600 mm X 600 mm X 10 mm thick) in floor, skirting etc. set in 20 mm sand cement mortar (1:4) and 2 mm thick cement slurry back side of tiles using cement @2.91Kg./sqM or using polymerised adhesive (6 mm thick layer applied directly over finished artificial stone floor/Mosaic etc without any backing course) laid after application slurry using 1.75 Kg of cement per sqM below mortar only, joints grouted with admixture of white cement and colouring pigment to match with colour of tiles / epoxy grout materials of approved make as directed and removal of wax coating of top surface of tiles with warm water and polishing the tiles using soft and dry cloth upto mirror finish complete including the cost of materials, labour and all other incidental charges complete true to the manufacturer's specification and direction of Engineer-in-Charge.(White cement, synthetic adhesive and grout material to be supplied by the ontra conc				
12	(a) In Ground Floor	377.000	Sqm.	1471.000	554567.00
	(b) In 1st Floor	378.000	Sqm.	1476.000	557928.00
	(c) In 2nd Floor	378.000	Sqm.	1481.000	559818.00
	(d) In 3rd Floor	378.000	Sqm.	1486.000	561708.00
	(e) In 4th Floor	378.000	Sqm.	1491.000	563598.00

1	18 mm. to 22 mm. thick, kota stone slab set in 20 mm thick (avg) cement mortar (1:4) in floor, stair & lobby including pointing in cement slurry with admixture of pigment matching the stone shade, including grinding & polishing as per direction of Engineer - in -charge to match with the existing work. [Slurry for bedding @ 4.4 kg/Sq.m and pointing @2.0 kg/Sq.m]				
	(a) In Ground Floor	247.000	Sqm.	1151.000	284297.00
	(b) In 1st Floor	247.000	Sqm.	1163.000	287261.00
	(c) In 2nd Floor	247.000	Sqm.	1175.000	290225.00
	(d) In 3rd Floor	247.000	Sqm.	1187.000	293189.00
	(e) In 4th Floor	247.000	Sqm.	1199.000	296153.00
3	Supplying, fitting and fixing 18 mm. to 22 mm. thick kota stone slab in wall, dado in 15 mm thick [avg] cement mortar (1:3) including making suitable arrangement to hold the stone properly by brass / copper hooks including pointing in cement mortar (1:2) (1 cement : 2 marble dust) with admixture of pigments matching the stone shade, including grinding and polishing all complete as per direction of Engineer-in-charge including cost of materials, labour, scaffolding, staging, curing complete. [Using cement slurry for bedding @4.4 kg/Sq.m and for jointing @1.8 kg/Sq.m]				
	(a) In Ground Floor	20.000	Sqm.	1292.000	25840.00
	(b) In 1st Floor	20.000	Sqm.	1304.000	26080.00
	(c) In 2nd Floor	20.000	Sqm.	1316.000	26320.00
	(d) In 3rd Floor	20.000	Sqm.	1328.000	26560.00
	(e) In 4th Floor	20.000	Sqm.	1340.000	26800.00
14	Extra cost of labour for prefinished and premoulded Nosing to treads of steps, railing, window sill etc. of Kota Stone.	396.000	Mtr.	226.000	89496.00
1	Extra cost of labour for grinding Kota Stone Floor in treads and riser of Steps.	203.400	Sqm.	211.000	42917.40
5	M.S.or W.I. Ornamental grill of approved design joints continuously welded with M.S, W.I. Flats and bars of windows, railing etc. fitted and fixed with necessary screws and lugs in ground floor. (i) Grill weighing above 10 Kg./sq.mtr and up to 16 Kg./sq. mtr				
	(a) In Ground Floor	16.590	Qntl.	8247.000	136817.73
	(b) In 1st Floor	16.590	Qntl.	8329.470	138185.91
	(c) In 2nd Floor	16.590	Qntl.	8411.940	139554.08

	(d) In 3rd Floor	16.590	Qntl.	8494.410	140922.26
	(e) In 4th Floor	16.590	Qntl.	8576.880	142290.44
16	Supplying, fitting and fixing windows and ventilators with or without integrated grills conforming to IS 1038-1975 and manufactured from rolled steel sections conforming to IS 7452-1974 with non-friction projecting type, box type hinges, glazing clips, lugs locking bracket, handle plate etc, including hoisting in position, straightening if required, fixing lugs in cement concrete (1:2:4) with stone chips 20 mm down cutting holes and mending good damages to match with existing surface complete in all respect excluding glazing.				
	Openable steel windows as per IS sizes with side hung shutters and horizontal glazing bars with/without fixed type ventilators.[The extra rate admissible for the openable portion only]				
	(a) In Ground Floor	6.420	Sqm.	1869.000	11998.98
	(b) In 1st Floor	25.620	Sqm.	1891.430	48458.44
	(c) In 2nd Floor	25.620	Sqm.	1913.860	49033.09
	(d) In 3rd Floor	25.620	Sqm.	1936.290	49607.75
	(e) In 4th Floor	25.620	Sqm.	1958.720	50182.41
17	Two point nose steel handle including fitting and fixing.	210.000	Each	41.000	8610.00
18	Steel peg stay 300 mm long including fitting and fixing.	210.000	Each	29.000	6090.00
19	M.S. integrated grill as per approved design integrated with steel window or ventilator, joints continuously welded with M.S. flats and bars.				
	(a) In Ground Floor	96.300	Kg.	77.000	7415.10
	(b) In 1st Floor	384.300	Kg.	77.920	29944.66
	(c) In 2nd Floor	384.300	Kg.	78.850	30302.06
	(d) In 3rd Floor	384.300	Kg.	79.770	30655.61
	(e) In 4th Floor	384.300	Kg.	80.700	31013.01
20	Supplying best Indian sheet glass panes set in putty and fitted and fixed with nails and putty complete. (In all floors for internal wall & upto 6 m height for external wall) (i) 3 mm thick (weighing 7.4 kg/Sq. m)	108.900	Sqm.	544.000	59241.60

21.	Collapsible gate with 40mm x 40mm x 6mm Tee as top and bottom guide rail, 20mm x 10mm x 2mm vertical channels 100mm apart in fully stretched position 20mm x 5mm M.S. flats as collapsible bracings properly rivetted and washered including 38mm steel rollers including locking arrangements, fitted and fixed in position with lugs set in cement concrete and including cutting necessary holes, chasing etc. in walls, floors etc. and making good damages complete.				
	(a) In Ground Floor	29.250	Sqm.	3726.000	108985.50
	(b) In First Floor	11.500	Sqm.	3763.260	43277.49
	(c) In Second Floor	11.500	Sqm.	3800.520	43705.98
	(d) In Third Floor	11.500	Sqm.	3837.780	44134.47
	(e) In Fourth Floor	16.540	Sqm.	3875.040	64093.16
22	(a) Supplying, fitting and fixing steel rolling shutter profile type with 18 B.G. of approved type steel latch section 75mm wide, fitted with coil wire spring to necessiate the fitting of required Nos. of C.I. Pulleys on heavy type solid drawn seamless steel tube complete with locking arrangements both inside and outside specially builtup side guide channels including providing a hood for the steel rolling shutter in the room, painting two coats of approved aluminium paint over a coat of red lead primer complete.				
	(a) At Ground Floor	173.000	Sqm.	2688.000	465024.00
	(b) At First Floor	155.000	Sqm.	2688.000	416640.00
	(c) At Second Floor	155.000	Sqm.	2688.000	416640.00
	(d) At Third Floor	155.000	Sqm.	2688.000	416640.00
	(e) At Fourth Floor	155.000	Sqm.	2688.000	416640.00
23	Wood work in door and window frame fitted and fixed in position complete including a protective coat of painting at the contact surface of the frame exluding cost of concrete, Iron Butt Hinges and M.S clamps. (The quantum should be correted upto three decimals). (d) Sal : Local.				
	(a) In Ground Floor	0.200	Cum.	89279.000	17855.80
	(b) In First Floor	0.200	Cum.	89479.000	17895.80
	(c) In Second Floor	0.200	Cum.	89679.000	17935.80
	(d) In Third Floor	0.200	Cum.	89879.000	17975.80
	(e) In Fourth Floor	0.280	Cum.	90079.000	25222.12

24.	Panel shutters of door and window, as per design (each panel consisting of single plank without joint), including fitting and fixing the same in position but excluding the cost of hinge and other fittings. In ground floor. (In case of non-supply of single plank, penal rate of reduction of 20% will be made)				
	iii) 35mm thick shutters with 19mm thick panel of size 30to 45 Cm. (b) Sishu, Gamar, Champ,Badam,Bhola, Mogra, Hallak.				
	(a) In Ground Floor	9.450	Sqm.	3335.000	31515.75
	(b) In First Floor	9.450	Sqm.	3364.000	31789.80
	(c) In Second Floor	9.450	Sqm.	3393.000	32063.85
	(d) In Third Floor	9.450	Sqm.	3422.000	32337.90
	(e) In Fourth Floor	13.230	Sqm.	3451.000	45656.73
25	Priming one coat on timber or plastered surface with synthetic oil bound primer of approved quality including smoothening surfaces by sand papering etc	185.000	Sqm.	41.000	7585.00
26	Painting with best quality synthetic enamel paint of approved make and brand including smoothening surface by sand papering etc. including using of approved putty etc. on the surface, if necessary : (a) On timber or plastered surface	185.000	Sqm.	89.000	16465.00
27	Priming one coat on steel or other metal surface with synthetic oil bound primer of approved quality including smoothening surfaces by sand papering etc	2527.000	Sqm.	31.000	78337.00
28	Painting with superior quality aluminium paint of approved make and brand including smoothening surface by sand papering etc. on steel surface. (b) Two coats	1741.000	Sqm.	62.000	107942.00
29	Painting with best quality synthetic enamel paint of approved make and brand including smoothening surface by sand papering etc. including using of approved putty etc. on the surface, if necessary : (b) On steel or other metal surface : With super gloss (hi-gloss) - (iv) Two coats (with any shade except white)	718.000	Sqm.	86.000	61748.00
30	Anodised aluminium barrel / tower / socket bolt (full covered) of approved manufactured from extruded section conforming to I.S. 204/74 fitted and fixed with cadmium plated (iv) 150mm long x 10mm dia. bolt.	27.000	Each	73.000	1971.00
31	Iron hasp bolt of approved quality fitted and fixed complete (oxidised) with 16mm dia rod with centre bolt and round fitting. 250mm long.	27.000	Each	184.000	4968.00

32	Anodised aluminium D-type handle of approved quality manufactured from extruded section conforming to I.S. specification (I.S. 230/72) fitted and fixed (a) With continuous plate base (Hexagonal / Round rod) (ii) 100 mm grip x 10 mm dia rod	54.000	Each	79.000	4266.00
33	Supplying, fitting and fixing M.S. clamps for door and window frame made of flat bent bar, end bifurcated with necessary screws etc. by cement concrete(1:2:4) as per direction. (Cost of concrete will be paid 40mm X 6mm, 250mm Length	162.000	Each	33.000	5346.00
34	Anodised aluminium butt hinges of approved quality manufactured from extruded section conforming to I.S. specification (I.S. 205/66) and fitted and fixed with cadmium plated (v) 100 x 63 x 32mm	101.000	Each	84.000	8484.00
35	Supplying, fitting & fixing 1st quality Ceramic tiles in walls and floors to match with the existing work & 4 nos. of key stones (10mm) fixed with araldite at the back of each tile & finishing the joints with white cement mixed with colouring oxide if required to match the colour of tiles including roughening of concrete surface, if necessary or by synthetic adhesive & grout materials etc				
	(a) At Ground Floor area of tile upto 0.09 m2 colour decorative	57.230	Sqm.	851.000	48702.73
	(b) At First Floor area of tile upto 0.09 m2 colour decorative	57.230	Sqm.	856.000	48988.88
	(c) At Second Floor area of tile upto 0.09 m2 colour decorative	57.230	Sqm.	861.000	49275.03
	(d) At Third Floor area of tile upto 0.09 m2 colour decorative	57.230	Sqm.	866.000	49561.18
	(e) At Fourth Floor area of tile upto 0.09 m2 colour decorative	57.230	Sqm.	871.000	49847.33

36	<p>Supplying and laying true to line and level 20 mm / 25 mm. thick precast roof tiles made of cement conc. with stone chips as per approved strength and density set in 25mm avg. thick cement mortar(1:3) and filling up joint (3 mm wide) with cement sand mortar (1:1) applying cement slurry @ 1.75 kg per Sq.m back of tiles and then setting close the precast tiles, finishing up the joints with slurry already laid and finally finishing the top surface including providing 150 mm. high skirting with the same tiles flushed with the inside surface of parapet wall, finishing the mouth of rain water pipes, curving etc. as necessary complete as per direction of the Engineer-in-charge. (Levelling if necessary may be paid separately)</p> <p>(a) For 20 mm. thick precast tiles (cement 14.6 kg/ Sq.m for underlayer)</p>				
	(a) Over the roof of Fourth Floor	572.250	Sq.m.	649.800	371848.05
37	<p>Supplying, fitting & fixing UPVC pipes A Type and fittings conforming to IS:13592-1992 with all necessary clamps nails, including making holes in walls, floor etc. cutting trenches in any soil through masonry concrete structures etc if necessary and mending good damages including joining with jointing materials (Spun Yarn, Valamoid/Bitumen/M-Seal etc) complete. A) UPVC Pipes: (ii) 110 mm. Dia.</p>				
	(a) At Fourth Floor	160.000	Mtr.	570.000	91200.00
Total in Figures					18774541.08
Say Rs.					18774541.00

Ar. Saha

Chairman
Naihati Municipality

Chairman
NAIHATI MUNICIPALITY
North 24 Parganas

Deendayal Antyodaya Yojana- National Urban Livelihood Mission(DAY-NULM)
 Ministry of Housing and Urban Poverty Alleviation
 Implementation status of the Street Vendors Act,2014

State/UT:

Scheme as per Act notified(Yes/No):

Sr.no	Financial	Total no of DAY-NULM Cities	No. of cities in which Street Vendors Survey started	No. of Cities in which Survey completed	No. of Street Vendors Identified	No. of street vendors issued certificate of vending	No. of Town Vending Committee (TVC) formed	No of TVCs in which meeting held	No. of ULBs prepared Bye-laws	Dispute Resolution Committee formed at state level(Yes/No)	No. of ULBs where Dispute Resolution Committee formed	No. of ULBs where Street Vendors Election held	No. ULBs published Street Vendors charter and data-base	No. of ULBs where Plan for Street Vending Completed	Scheme/summary of scheme published in local news paper(Y/N if Y than	Remarks (if any)
1	2014-15	Total 125 ULBs														Draft rules submitted to State Cabinet and under active consideration
2	2015-16															
3	2016-17															

NA



Director SULM <wbsulm@gmail.com>

Fwd: URGENT-Implementation status of the street vendors act 2014- reg

1 message

MAYANK MOHAN MISHRA <mayank.nulm@gmail.com> Mon, Apr 24, 2017 at 11:30 AM
To: DirectorUrban Tripura <directorurbantripura@gmail.com>, assam.sulm@gmail.com, NULM BIHAR <pmc.nulmbihar@visioneis.org>, UD Bihar <udhd.bih@gmail.com>, bihar_sulm@yahoo.com, Director BUDA <asurbanbihar@gmail.com>, SULM CG <sulmchhattisgarh@gmail.com>, NULM Chandigarh <nulm.chd@gmail.com>, NULM DMA <nulmmaharashtra@gmail.com>, Gajanan Jagate <shelter.nulm@gmail.com>, urban local bodies haryana <dulbhry@gmail.com>, haryana.sulm@yahoo.com, himachal.sulm@gmail.com, Jdp Hud <jdp.hud@gmail.com>, muda imphal <mudamanipur@gmail.com>, SPM Shelters & Social Infrastructure <spm.ssi.asulms@gmail.com>, jharkhandsulm@gmail.com, Dherya K Roy <Dherya.Roy@in.ey.com>, Mohsin Kachroo <mohsin.nulm@gmail.com>, NULM Kerala SMMU <nulmkerala@gmail.com>, "DY DIRECTOR G.U.L.M." <nulm.gujarat@gmail.com>, SANJEEV PANDEY <sanjeev.pandey@visioneis.org>, Ahmed Tahreem <ahmed.tahreem@gmail.com>, Telangana Telangana <amd_mepma@telangana.gov.in>, urban development <sikkim.sulm@gmail.com>, Director SULM <wbsulm@gmail.com>, "Director, SUDA" <wbsudadir@gmail.com>, boboych@yahoo.co.in, Mission Convergence <mc.samajiksuvividhasangam@gmail.com>, fcsh@hry.nic.in, Sandesh Sail <gsuda.apo@gmail.com>, Tnulm Ho <tnulmho@gmail.com>, info.kudumbashree@gmail.com, nagaland.sulm@gmail.com, State Urban Development Agency Nagaland <suda_nagaland@yahoo.com>, SUDA ODISHA <sudaodisha@gmail.com>, odfeeporblair@gmail.com, Prasad Rajebhosale <raje.prasadraje@gmail.com>, Punjab PSULM <punjabsulm@gmail.com>, Ravi Sharma <ravi.sulm@gmail.com>, "smm.mis.jharkhand" <smm.mis.jharkhand@gmail.com>, Taba Tedir <ceud-arm@nic.in>, Taba Tedir <tabatedir09@gmail.com>, upsulm.mis@gmail.com
Cc: dir-nulm <dir-nulm@nic.in>, director mhupa <dupa-mhupa@nic.in>, Sanjay Kumar <jsupa-mhupa@gov.in>

Dear All,

Greetings from NMMU DAY-NULM, MoHUPA!

It is to bring to your notice that the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 mandate to form Town Vending Committees(TVC), Bye-Laws framing by ULBs, Conducting Street Vendors Survey, issuing Certificate of Vending, Electing Street Vendors representatives for TVC, Formation of Dispute Resolution Committee, Plan for Street vending, maintenance of civic amenities in vending zones, publication of street vendors charter and data –base, carrying out social audit and organising capacity building programmes for street vendors.

The Committee on Subordinate Legislation of Rajya Sabha and PMO is closely monitoring the progress of implementation of the act in your state.

Therefore, you are requested to provide financial year wise information as per attached format latest by 5.00 PM today(24th April 2017) by return

mail.

--
With Regards,

Mayank Mohan Mishra

.....
National Mission Manager - Social Mobilization & Institution Development,
National Mission Management Unit (NMMU),
Ministry of Housing & Urban Poverty Alleviation (MoHUPA),
Room No- 201 G, Nirman Bhawan, Government Of India, New Delhi

Mobile: +91 9811717844

E.mail: mayank.nulm@gmail.com

 **SUSV status as per Act parameters.xls**
21K

Deendayal Antyodaya Yojana- National Urban Livelihood Mission(DAY-NULM)
 Ministry of Housing and Urban Poverty Alleviation
 Implementation status of the Street Vendors Act,2014

State/UT:
 Rules as per Act notified(Yes/No):

Scheme as per Act notified(Yes/No):

Sr.no	Financial	Total no of DAY-NULM Cities	No. of cities in which Street Vendors Survey started	No. of Cities in which Survey completed	No. of Street Vendors Identified	No. of street vendors issued certificate of vending	No. of Town Vending Committee (TVC) formed	No of TVCs in which meeting held	No. of ULBs prepared Bye-laws	Dispute Resolution Committee formed at state level(Yes/No)	No. of ULBs where Dispute Resolution Committee formed	No. of ULBs where Street Vendors Election held	No. ULBs published Street Vendors charter and data-base	No. of ULBs where Plan for Street Vending Completed	Scheme/ summary of scheme published in local news paper(Y/N,if Y than date)	Remarks (if any)
1	2014-15															
2	2015-16															
3	2016-17															

*Draft for approval and
 preparation of
 bye laws for
 11-15
 Government
 of Karnataka
 11-15*

রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
 “ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং SUDA-230/2010 /1143

তারিখ 27.08.2015

MEMORANDUM**SUSV under NULM****(Support to Urban Street Vendors)**

Fund is hereby electronically released as 1st installment in favour of Kolkata Municipal Corporation for implementation of **SUSV (Support to Urban Street Vendors)** component of NULM by the Municipal Corporation adhering to NULM guidelines.

The fund should be utilised for IEC activities, digitization of applications, providing model stalls/kiosks, issuance of registration certificate to the identified hawkers etc.

The money receipt in Form 42 may kindly be sent immediately after receiving the Fund.

Sl. No.	Name of Payee	Amount (Rs.)	Ref. No. & Date
1	2	3	4
1.	Kolkata Municipal Corporation	2,50,00,000.00	Com/Con/105/2015-16 Dated 02.06.2015

27/08/15
 Finance Officer & Ex-Officio
 Joint Director (Finance), SUDA

1.1e
 27.08.15

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408

SUDA-230/2010 /1143/1 (6)

27.08.2015

Copy for information to :

1. **The Municipal Commissioner, Kolkata Municipal Corporation. He/she is requested to verify the respective Bank Account of the ULB in respect of Support to Urban Street Vendors (SUSV) under NULM that the sanctioned amount has duly been credited. For any discrepancy, he/she is requested to report the same immediately to SUDA. It may kindly be ensured that all money receipts against previous releases by SUDA are submitted.**
2. **Pr. Secretary, M.A. Deptt, Govt. of West Bengal.**
3. **Sri M.Chatterjee, Joint Secretary, M.A. Deptt.**
4. **Joint Director(SD)/Adviser-SJSRY/ Programme Co-ordinator/ Cashier.**

27/08/15
**Finance Officer & Ex-Officio
Joint Director (Finance), SUDA**
1.1e
27-08-15



INDIAN AUDIT AND ACCOUNTS DEPARTMENT
OFFICE OF THE PRINCIPAL ACCOUNTANT GENERAL
(GENERAL & SOCIAL SECTOR) AUDIT, WEST BENGAL
TREASURY BUILDINGS, 2, GOVT. PLACE (WEST), KOLKATA-700001

AR NO. WBSUDA/TRANS/2015-16/04

Dated 15-12-2016

NULM Support to Street vendors:-

Street vendors constitute an important segment of urban population at the bottom of the pyramid. Street vending provides a source of self employment and thus act as a measure of urban poverty elevation without major Govt. intervention. They have a prominent place in the urban supply chain and are integral part of economic growth process within urban areas. NULM aims at facilitating access to suitable spaces, institutional credit, social emerging market opportunities. It aims at skilling of street vendors, support micro-enterprise development, credit enablement and pro-vending urban planning alongwith supporting social security options for vulnerable groups as women SCs/STs and minorities. Upto 5 percent of the total NULM budget will be spent on this component.

1. As per guideline a periodic socio-economic survey of Street vendors, their registration and issue of identity cards was to be done by SUDA/ULBs. Action taken thereof may please be furnished in details with supporting documents. Whether any survey of Street vendors was conducted by ULBs? If yes, details thereof may please be furnished (ULB wise beneficiary details)
2. Whether skill training was provided to the Street vendors? If yes, details thereof may please be furnished.(ULB wise beneficiary details).
3. Details of credit facilities provided to Street vendors(ULB wise beneficiary details) .
4. How many vendor's market been developed till date with details. (ULB wise)
5. Whether social security schemes have been passed on to the street vendors? if yes ULB wise Beneficiary details may please be furnished.
6. Kindly furnish the target and achievements for the period beginning of the scheme to till date.
7. Whether UCs were submitted by SMMV? If yes, details thereof may please be furnished.
8. Whether prior permission of mission Directorate, NULM was taken before inter-se allocation between the components of the scheme?

Shailendra Choudhary

(SHAIENDRA CHOUDHARY)

ASSISTANT AUDIT OFFICER (COM)

Forwarded to

The Director, SUDA,
ILGUS Bhavan, HC Block,
Sector-III, Salt Lake.

For early reply please.



Sanjay Kumar
Joint Secretary (upa)
Tel: 23061630



भारत सरकार
आवास और शहरी गरीबी
उपशमन मंत्रालय,
निर्माण भवन, नई दिल्ली-110011
GOVERNMENT OF INDIA
MINISTRY OF HOUSING &
URBAN POVERTY ALLEVIATION
NIRMAN BHAWAN, NEW DELHI-110011

D.O No.K-14014/4/2015-USD(FTS-13969)

October 25, 2016

Dear Shri Gopalika,

As you are aware, the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 is under implementation since 1st May 2014. The Section 36 of the Act provides for framing of Rules within one year of commencement of the Act. Further, Section 38 (1) of the Act, read with Extraordinary gazette (Removal of Difficulty) dated 1st December 2015, prescribes the appropriate government to frame the Scheme within six months from the commencement of said Rules.

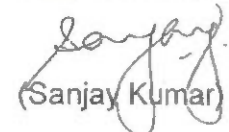
2. You would appreciate that a number of references have been sent by MoHUPA for framing of subordinate legislation by your State/UT at the earliest. The last such letter dated 02.09.2016 was sent from Economic Advisor and was addressed to Chief Secretary.

3. As intimated earlier, the Committee on Subordinate Legislation of Rajya Sabha is closely monitoring the progress and it has taken a serious view on non-adherence to the prescribed timelines. Earlier extension granted by the Committee expired on 30th September 2016. Now, it has granted an extension of only one month i.e. up to 7th November 2016 for completion of the subordinate legislation under the Act.

4. In view of the above, I would request you once again to ensure immediate action for finalization and notification of the Rules / Scheme under the said Act by 7th November, 2016 and apprise this Ministry.

With regards,

Yours sincerely,


(Sanjay Kumar)

To
Shri BP Gopalika,
Principal Secretary (MA),
Govt. of West Bengal,
1st Floor Writers Building, Municipal Administration,
Kolkata-700001


1/25/16

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
 “ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং SUDA-230/2010/ 322

তারিখ 16.02.2016

From: Director, SUDA &
 Mission Director, WBSULM

To : Principal Secretary,
 Municipal Affairs Department,
 Writers' Building
 Kolkata- 700 001

Sub: Framing of Rules and Schemes under provisions of Street Vendor's (Protection of Livelihood & Regulation of Street Vending) Act, 2014

Sir,

I may like to inform you that Ministry of Housing & Urban Poverty Alleviation, GoI is consistently pressing for notification of Rules & Schemes by States under provisions of Street Vendor's (Protection of Livelihood & Regulation of Street Vending) Act, 2014. The issue has been emphasized in various meetings and video conferences organized by them. We apprised the Ministry that rules and schemes under the Act has already been framed by the State and sent to Law section for its necessary concurrence.

In the meanwhile, the Ministry in their endeavour to facilitate framing of rules and schemes by the States under the Act engaged RCUES of All India Institute of Local Self Government (AIILSG), Mumbai to prepare draft rules and schemes which has been duly submitted by them to the Ministry. The draft rules and schemes is sought to provide necessary guidance to the states in the concerned matter. A copy of the draft rules and schemes and compendium of rules and schemes notified by some of the states sent by the Ministry is being enclosed for reference.

Encl: as stated

Yours faithfully,

WT 16/2/2016
 Director, SUDA

WT
 &
 Mission Director, WBSULM

SUDA-230/2010/ 322/1(1)

16.02.2016

Copy for information to:-

Joint Secretary to Govt. of India, Ministry of Housing & Urban Poverty Alleviation

WT 16/2/2016
 Director, SUDA

WT
 &
 Mission Director, WBSULM

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
 “ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং SUDA- 230/2010/ 322

তারিখ 16.02.2016

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 Mission Director, WBSULM

To : Principal Secretary,
 Municipal Affairs Department,
 Writers' Building
 Kolkata- 700 001

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Encl: as stated

Yours faithfully,


 Director, SUDA

&
 Mission Director, WBSULM

SUDA- 230/2010/ 322/1(i)

16.02.2016

Copy for information to:-

Joint Secretary to Govt. of India, Ministry of Housing & Urban Poverty Alleviation


 Director, SUDA

&
 Mission Director, WBSULM

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408

সুডা

রাজ্য নগর উন্নয়ন সংস্থা

SUDA

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
“ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

SUDA - 230/2010/1334

০৫.10.2015

ক্রমিক নং

তারিখ

From : Director, SUDA &
Mission Director, WBSULM

To : Chairman,
Naihati Municipality,
District : North 24 Parganas

Sub : Financial assistance for rehabilitation of hawkers

Sir,

Vide your memo No.844/MC-11 dated 27.7.2015 addressed to the Hon'ble MIC, MA & UD Deptt., Govt. of West Bengal, you have submitted a proposal for financial assistance towards rehabilitation of hawkers in Ward No.28 on a plot of 53 kathas of land allotted by the State Govt.

For processing the aforesaid proposal, you are requested to kindly submit a detailed work plan alongwith estimated financial involvement for each of the components stated therein, within the provision of Support to Street Vendor under NULM.

Yours faithfully,

 
Director, SUDA

&

Mission Director, WBSULM

SUDA - 230/2010/1334

.10.2015

Copy for information to:-

1. PS to Hon'ble MIC, M.A & U.D Department, Govt. of West Bengal
2. PS to Principal Secretary, M.A Department, Govt. of West Bengal

 
Director, SUDA

&

Mission Director, WBSULM

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408

রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
 “ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং SUDA-230/2010/.....

তারিখ09.2015.....

From : ~~Shri M.N. Pradhan, IAS~~
 Director, SUDA &
 Mission Director, WBSULM

To : **Chairman,**
 Naihati Municipality,
 District : North 24 Parganas

Sub : Financial assistance for rehabilitation of hawkers

Sir,

Vide your memo No.844/MC-11 dated 27.7.2015, you have submitted a proposal for financial assistance towards rehabilitation of hawkers in Ward No.28 on a plot of 53 kathas of land allotted by the State Govt. ~~and the same is under process~~

addressed to the Hon'ble MLC, MA & J.O. Deptt. Govt. of W.B.

For processing the aforesaid proposal, you are requested to kindly submit a detailed work plan alongwith estimated financial involvement for each of the components stated therein, *within the provision of Support to Street Vendor under NSUM*

Yours faithfully,

Draft

Director, SUDA
 &
 Mission Director, WBSULM

SUDA - 230/2010/

.09.2015

Copy for information to:-
 Shri Partha Bhowmick, Hon'ble MLA, Naihati.

Copys to

1. P.S. to Hon'ble MLC, MA & J.O. Deptt.
2. P.S. to Principal Secy, MA Deptt.

Director, SUDA
 &
 Mission Director, WBSULM

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

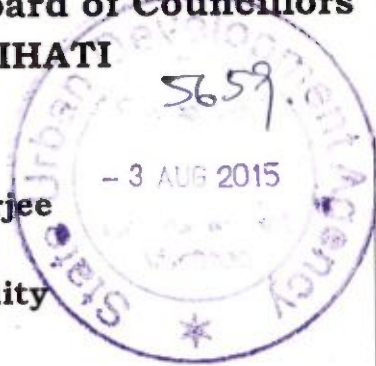
Account Section : 2358 6408

Memo no. 846/mc-11

Dated. 27-07-2015

Office of the Board of Councillors Tel: +91 33 2581 2098/ 2580 0290

NAIHATI



From
Sri Ashok Chatterjee
Chairman,
Naihati Municipality

To
Mr. Janab Firhad Hakim,
Hon'ble MIC, Municipal Affairs &
Urban Development
Govt. Of West Bengal,
Writers' Buildings
Kolkata - 700 001

Adv. Govt. we are sending it to dept. for cosideration

JBCSD
[Signature]

Sub: Request for Financial assistance from National Urban Livelihoods Mission ("NULM") fund for rehabilitation of Hawkers' on a plot of land in ward no. 28 under Naihati Municipality.

Respected Sir,

With reference to the above, I am to draw your attention to the fact that Naihati Municipality has been awarded a plot of land by the Govt. of West Bengal, measuring 53.00 Kattas (approx.) on leasehold basis for 99 years.

The said plot of land exists in the heart of the town and nearest to Naihati Station. Now, Naihati Municipality intends vehemently to rehabilitate a number of hawkers by the both sides of Aurobinda Road adjacent to the gifted land.

This Municipality has taken the decision to complete the whole rehabilitation process through the formation of "TOWN VENDING COMMITTEE", but the financial condition of this Municipality is too worse to perform the entire project.

Under the circumstances mentioned above, I would request you to kindly accord financial sanction as well as to release required fund for the above purpose from "NULM" or any other source of fund so as to enable this administration to execute the whole project smoothly for the interest of the public in general in order to provide better services to the rate payers.

Thanking you,

[Signature]

As desired by Hon'ble Minister-in-Charge, MA & UD Department
forwarded to Desai for kind action.

30/07/15
As to MIC/UD to MA & UD Departments

Yours faithfully,

[Signature]
Chairman

Naihati Municipality

*Naihati Municipality
North 24 Parganas*

Copy forwarded to : Shree Partha Bhowmick, Hon'ble MLA, Naihati, North 24 Parganas

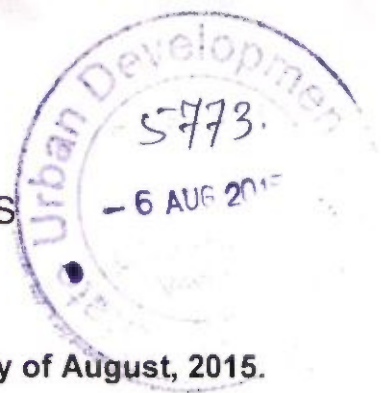
CSJ/MA/2049-D/2015
27.07.15



Chairman
Naihati Municipality

Admission
6/8/15

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' BUILDINGS: KOLKATA



No. 545/MA/O/C-4/ MQ-6/2015

Dated, Kolkata the 6th day of August, 2015.

From: Joint Secretary to the Govt. of West Bengal

To: The Under Secretary to the
Government of India,
Ministry of Housing and Urban Poverty Alleviation,
UPA Section,
Nirman Bhavan, New Delhi.

JDSD
7/8/15

Subject : Replies to the Lok Sabha Provisional Admitted Starred Question Dy. No. 26654 regarding "Street Vendors Act".

Sir,

With reference to your office memo No. H-11016/3/2015-UPA dated 21.04.2015 on the subject cited above, I am directed to forward herewith the information to the Lok Sabha Provisional Admitted Starred Question Dy. No. 26654 for taking further necessary action at your end.

Yours faithfully,

Sd /- M. Chatterjee
Joint Secretary to the
Government of West Bengal

No. 545/1(2)/MA/O/C-4/ MQ-6/2015

Dated, Kolkata the 6th day of August, 2015.

Copy forwarded for information to the:-

(1) Deputy Secretary to the Government of West Bengal, Urban Development Department, "Nagarayan", DF-8, Sector-I, Salt Lake, Kolkata – 700 064.

(2) Director, SUDA

6/8/15
Joint Secretary to the
Government of West Bengal

Reply to Lok Sabha Provisional Admitted Starred Question. Dy. No. 26654 on "Regulation of Street Vending"

Sl. No.	Question	Reply
(a)	Whether the Government has taken any initiatives to provide support to the urban street vendors since the enactment of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014, if so, the details thereof;	A guideline, as per order of the Hon'ble Supreme Court has been circulated directing the ULBs to constitute the Town Vending Committee and to complete registration process.
(b)	Whether the Government has provided any credit facilities to the vendors;	There is no such scheme existed for providing credit facilities to the vendors till date. But in others credit linked schemes, vendors can avail credit facilities, if they are eligible.
(c)	The number of certificates of vending that have been issued to street vendors sine enactment of the Act, with State-wise details;	Issuance of certificate can be taken up after the process of identification of Street Vendor is completed.
(d)	Whether there have been any delay in the process and if so, the details thereof; and	As per available information in the Municipal Affairs Department, some of the ULBs have constituted the Town Vending Committees. Information on other towns is being collected.
(e)	The number of areas in India that are currently declared as no-vending zones, and whether there has been any violation in this regard, for which vendors have been arrested and if so, the details thereof?	In the guideline issued by the State Government, the issue regarding no vending zone has been mentioned and concerned Town Vending Committee has been entrusted to take appropriate action accordingly.



রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
“ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

ক্রমিক নং SUDA-230/2010 /1143

তারিখ 27.08.2015

MEMORANDUM

SUSV under NULM

(Support to Urban Street Vendors)

Fund is hereby electronically released as 1st installment in favour of Kolkata Municipal Corporation for implementation of **SUSV (Support to Urban Street Vendors)** component of NULM by the Municipal Corporation adhering to NULM guidelines.

The fund should be utilised for IEC activities, digitization of applications, providing model stalls/kiosks, issuance of registration certificate to the identified hawkers etc.

The money receipt in Form 42 may kindly be sent immediately after receiving the Fund.

Sl. No.	Name of Payee	Amount (Rs.)	Ref. No. & Date
1	2	3	4
1.	Kolkata Municipal Corporation	2,50,00,000.00	Com/Con/105/2015-16 Dated 02.06.2015

27/08/15
Finance Officer & Ex-Officio
Joint Director (Finance), SUDA

J. Sen
27-08-15

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408

SUDA-230/2010 /1143/1 (6)

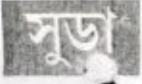
27.08.2015

Copy for information to :

1. **The Municipal Commissioner, Kolkata Municipal Corporation. He/she is requested to verify the respective Bank Account of the ULB in respect of Support to Urban Street Vendors (SUSV) under NULM that the sanctioned amount has duly been credited. For any discrepancy, he/she is requested to report the same immediately to SUDA. It may kindly be ensured that all money receipts against previous releases by SUDA are submitted.**
2. **Pr. Secretary, M.A. Deptt, Govt. of West Bengal.**
3. **Sri M.Chatterjee, Joint Secretary, M.A. Deptt.**
4. **Joint Director(SD)/Adviser-SJSRY/ Programme Co-ordinator/ Cashier.**

h
27/08/15
**Finance Officer & Ex-Officio
Joint Director (Finance), SUDA**

1. ka
27.08.15



রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
“ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

SUDA-230/2010/ 1124

25.08.2015

ক্রমিক নং

তারিখ

From : Director, SUDA

To : The Manager,
State Bank of India,
Salt Lake City, Kolkata - 700 091.


**Sub : Electronic Transfer of Fund debiting this office
Current Account No.34061121921.**

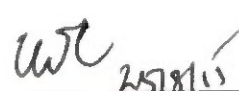
Support to Urban Street Vendors (SUSV) under NULM

Sir,

You are requested to kindly arrange for electronic transfer of funds as per details given below debiting the amounts from this office Current Account No.34061121921 lying with your branch in respect of National Urban Livelihood Mission (NULM).

Sl. No.	Name of the Payee	Amount (in Rs.)	Payees' Bank Details
01.	Kolkata Municipal Corporation	2,50,00,000.00	Union Bank of India, Dharmotolla Branch, A/C No.301302010010439, IFS Code.UBIN0530131
T o t a l		2,50,00,000.00	
(Rupees Two Crore Fifty Lakh only)			


(M.Chatterjee)
Joint Secretary
M.A.Department, GOWB

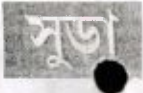

(M.N.Pradhan)
Director
SUDA



দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com

Account Section : 2358 6408



রাজ্য নগর উন্নয়ন সংস্থা

STATE URBAN DEVELOPMENT AGENCY

“ইলগাস ভবন”, এইচ-সি ব্লক, সেক্টর-৩, বিধাননগর, কলকাতা-৭০০ ১০৬, পশ্চিমবঙ্গ
“ILGUS BHAVAN”, H-C Block, Sector - III, Bidhannagar, Kolkata - 700 106, West Bengal

SUDA-230/2010/ 1124

25.08.2015

ক্রমিক নং

তারিখ

From : Director, SUDA

To : The Manager,
State Bank of India,
Salt Lake City, Kolkata - 700 091.

**Sub : Electronic Transfer of Fund debiting this office
Current Account No.34061121921.**

Support to Urban Street Vendors (SUSV) under NULM

Sir,

You are requested to kindly arrange for electronic transfer of funds as per details given below debiting the amounts from this office Current Account No.34061121921 lying with your branch in respect of National Urban Livelihood Mission (NULM).

Sl. No.	Name of the Payee	Amount (in Rs.)	Payees' Bank Details
01.	Kolkata Municipal Corporation	2,50,00,000.00	Union Bank of India, Dharmotolla Branch, A/C No.301302010010439, IFS Code.UBIN0530131
T o t a l		2,50,00,000.00	
(Rupees Two Crore Fifty Lakh only)			


(M.Chatterjee)
Joint Secretary
M.A.Department, GOWB


(M.N.Pradhan)
Director
SUDA

দূরভাষ : ২৩৫৮ ৬৪০৩ / ৫৭৬৭, ফ্যাক্স : ২৩৫৮ ৫৮০০

Tel : 2358 6403/5767, Fax : 2358 5800, E-mail : wbsudadir@gmail.com
Account Section : 2358 6408

Date: 28-05-2015

Sub: Action taken and future action plan of KMC for implementation of the 'Rehabilitation and Regulation of Hawkers in Kolkata'

1. Hon'ble Chief Minister in a meeting with the hawkers of the city on 13/03/2015 at Rabindra Sarobar Stadium, had announced several steps that would be taken to give legal recognition to the hawkers.
2. Thereafter a paper notification was published on 17/3/2015 jointly by the Municipal Affairs Department, Govt. of West Bengal and KMC about the various initiatives that will be implemented for the benefit of hawkers.
3. KMC has registered a dedicated domain under URL www.kmchawkerbandhu.com. The domain was created on 23/03/2015.
4. The scheme 'Rehabilitation and Regulation of Hawkers in Kolkata' was approved in the Member-Mayor-in-Council meeting under Item No. M-1.14 dated 19/5/2015.
5. KMC has initiated the process for the constitution of the 18-member Municipal Vending Committee as per the Guidelines for Regulating Street Vending in the Urban Areas. Tentatively the first meeting will be held on 4th June, 2015 in the KMC Conference hall. Kolkata Police, labour Department, KMDA, Lead District Manager (Bank Authorities for Kolkata District), traders' association, hawkers' Union and residents' association will be requested to nominate their representatives.
6. Applications, alongwith the passport sized photographs of hawkers and the postcard sized photographs of stalls/kiosks will be received from 15-7-2015 to 15-9-2015 in the Borough Offices. The format of application was duly vetted by the MA department and was advertised in the newspaper. KMC will similarly arrange for IEC activities before 15th July, 2015. KMC will also receive suggestions from various stakeholders especially on the design of the stall / kiosks and on the scheme in general. Thereafter KMC will suggest some designs on the model stall/kiosks.
7. All the applications will be digitised by KMC. The database will be handed over to the Police Authorities for verification and identification of applicants as per their hawker survey record which was conducted on 12/7/2012. P.S-wise list of identified hawkers will have to be provided to KMC for implementation of the scheme.
8. The database on identified hawkers will be shared with labour department for linking to social security schemes. Labour Department will implement 'SASPFUW', Annual Medical Reimbursement scheme and shall make provision for 50% subsidy on the construction cost of the model stalls/ kiosks.
9. Thereafter 'Registration Certificate' will be issued to the identified hawkers which is scheduled to commence on and from Poila Baishak-1423 i.e. 15th April, 2016. The process of drafting the Registration Certificate is in progress. The General terms and conditions will be explicitly mentioned in the Registration Certificate. KMC may issue Certificate of Enlistment/Trade licence to the registered hawkers.

No. Con/Com/302/2014-15 dated 23/24.12.2014 from Jt. Municipal Commissioner (G), KMC may kindly be seen (cp/75).

This is regarding implementation of the Rehabilitation and Streamlining of Hawkers in Kolkata.

2. In reference to this department letter No. 573 dated 19/12/2014 (cp/74) addressed to the Municipal Commissioner, KMC requesting to submit the time schedule for implementation of the of the "Rehabilitation and Streamlining of Hawkers" in Kolkata, the Jt. Commissioner (G), KMC has informed that the time schedule for implementing of the same are as follows:

i) Period of submission of application by vendors from 15/06/2015 to 30/06/2015.

ii) Period of digitization of applications within 31/07/2015.

iii) Period of verification by KMC (Including with the video and the list) from 01/08/2015 to 30/09/2015.

iv) Period of issuance of Registration Certificate to the Vendors from 01/10/2015 to 30/11/2015.

3. It has further been informed that this schedule may be changed under any emergent situation and this has the approval of Hon'ble Municipal Commissioner.

In this situation, the instruction of Hon'ble Chief Minister, West Bengal at nsp/5 may kindly be recalled. Accordingly, the file may be placed before Hon'ble MIC, MA & UD Department for his approval for placing the file before Hon'ble Chief Minister for her kind consideration, if approved.

OSD DS

Approved
15/11/15

15/11/15

MA

Issues related to Street Vendors in the Urban Areas of West Bengal.

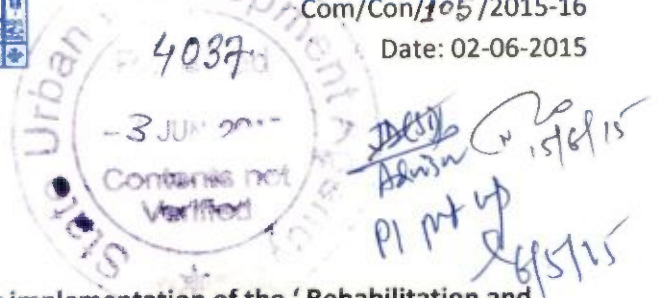
- As per order of the Hon'ble supreme Court on the issues related to the Street Vendors in the urban areas, a guideline has been issued by the Municipal Affairs Department vide No. 237(128)/MA/O/C-4/1A-2000/2011 Pt.I dated 18.06.2014.
- In the said guideline all the municipalities were directed to constitute Municipal Vending Committee within 2 months and registration of Street Vendors to be completed within 4 months (Annexure-A)
- Accordingly, as per available report in this Department, so far 7 municipalities have constituted the Municipal Vending Committee. Reminders will be issued to all the municipalities to complete the constitution of Municipal Vending Committee immediately.
- Kolkata Municipal Corporation has sent a proposal for taking up the process of registration of the Street Vendors which have been approved by the State Government. The said process will start from 15.06.2015 and likely to complete by 30.11.2015.
- Accordingly, it may be considered whether the similar step for registration of Street Vendors may be taken up in the remaining municipalities of the State as per following schedule :
 - Period of submission of application by vendors - 01.07.2015 to 15.07.2015.
 - Period of digitisation of application – 16.07.2015 to 14.08.2015.
 - Period of verification by the ULB – 19.08.2015 to 30.09.2015.
 - Period of issuance of registration certificate to the vendors – 01.10.2015 to 30.11.2015.

Khalil Ahmed, IAS
MUNICIPAL COMMISSIONER



KOLKATA MUNICIPAL CORPORATION
5, S. N. BANERJEE ROAD • KOLKATA – 700 013
Phone 2286 1234 Fax 2286 1434/1334
Com/Con/105/2015-16
Date: 02-06-2015

To
Director SUDA,
'ILGUS Bhawan', HC-Block, Sector -III,
Salt Lake



Sub: Requisition of Fund in favour of KMC, for implementation of the 'Rehabilitation and Regulation of Hawkers in Kolkata' for support to Urban Street Vendors, under the National Urban Livelihoods Mission (NULM).

Sir,

You may kindly be aware that for the purposes of providing support to Urban Street Vendors, the Kolkata Municipal Corporation has taken the following initiatives and will undertake the following course of action as per the declared timeline for the implementation of the 'Rehabilitation and Regulation of Hawkers in Kolkata':

1. Paper notification was published on 17/3/2015 jointly by the Municipal Affairs Department, Govt. of West Bengal and KMC about the various initiatives that will be implemented for the benefit of hawkers.
2. KMC has registered a dedicated domain under URL www.kmchawkerbandhu.com. The domain was created on 23/03/2015.
3. The scheme 'Rehabilitation and Regulation of Hawkers in Kolkata' was approved in the Member-Mayor-in Council meeting under Item No. M-1.14 dated 19/5/2015.
4. KMC has initiated the process for the constitution of the 18-member Municipal Vending Committee as per the Guidelines for Regulating Street Vending in the Urban Areas. Tentatively the first meeting will be held on 4th June, 2015 in the KMC Conference hall. Kolkata Police, labour Department, KMDA, Lead District Manager (Bank Authorities for Kolkata District), traders' association, hawkers' Union and residents' association will be requested to nominate their representatives.
5. Applications, alongwith the passport sized photographs of hawkers and the postcard sized photographs of stalls/kiosks will be received from 15-7-2015 to 15-9-2015 in the Borough Offices. The format of application was duly vetted by the MA department and was advertised in the newspaper. KMC will similarly arrange for IEC activities before 15th July, 2015. KMC will also receive suggestions from various stakeholders especially on the design of the stall / kiosks and on the scheme in general. Thereafter KMC will suggest some designs on the model stall/kiosks.
6. All the applications will be digitised by KMC. The database will be handed over to the Police Authorities for verification and identification of applicants as per their hawker survey record

Contd. P/2.


:: 2::

which was conducted on 12/7/2012. Kolkata police and KMC will jointly identify the beneficiaries based on the survey report of the Police authorities. P.S-wise list of identified hawkers will have to be provided to KMC for implementation of the scheme.

7. The database on identified hawkers will be shared with labour department for linking to social security schemes. Labour Department will implement 'SASPFUW', Annual Medical Reimbursement scheme and shall make provision for 50% subsidy on the construction cost of the model stalls/ kiosks.
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In view of the above, fund to the tune of Rupees Five Crore only (Rs. 5,00,00,000/-) may be allotted in favour of KMC, for the purpose of IEC activities, digitization of applications, providing model stalls/kiosks, issuance of registration certificates and for other support to the identified hawkers in Kolkata under the National Urban Livelihood Mission. (NULM)

Yours faithfully,


(Khalil Ahmed)

Municipal Commissioner

Subject: FW: Requisition of Fund for Rehabilitation of hawkers in Kolkata, under NULM.

From: Municipal Commissioner's Office, The KMC (mc@kmcgov.in)

To: wbsudadir@gmail.com;

Cc: cp.suda@yahoo.co.in;

Date: Tuesday, 2 June 2015, 7:17 PM



Handwritten notes:
11/6/15
Advise
for
clean
6/6/15

From: Municipal Commissioner's Office, The KMC [mailto:mc@kmcgov.in]

Sent: 02 June 2015 17:03

To: 'dirdudawb@gmail.com'

Cc: 'cp.suda@yahoo.co.in'

Subject: Requisition of Fund for Rehabilitation of hawkers in Kolkata, under NULM.

Sir,

I am directed by the Municipal Commissioner, KMC, to forward the attachment regarding the subject.

Pls. find the attachment for details.

With Regards.

Dy. Manager

Mpl. Commissioner's Office.

The Kolkata Municipal Corporation

Khalil Ahmed, IAS
MUNICIPAL COMMISSIONER



KOLKATA MUNICIPAL CORPORATION
5, S. N. BANERJEE ROAD • KOLKATA – 700 013
Phone 2286 1234 Fax 2286 1434/1334
Com/Con/105/2015-16
Date: 02-06-2015

To
Director SUDA,
'ILGUS Bhawan', HC-Block, Sector –III,
Salt Lake

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Yours faithfully,


(Khalil Ahmed)
Municipal Commissioner

Khalil Ahmed, IAS
MUNICIPAL COMMISSIONER



KOLKATA MUNICIPAL CORPORATION
5, S. N. BANERJEE ROAD + KOLKATA - 700 013
Phone 2286 1234 Fax 2286 1434/1334

Com/Con/105/2015-16

Date: 02-06-2015

To
Director SUDA,
'ILGUS Bhawan', HC-Block, Sector -III,
Salt Lake

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Yours faithfully,

(Khalil Ahmad)
Municipal Commissioner



An initiative of
Kolkata Municipal Corporation...
for Legal Recognition of Hawker
Brothers & Sisters of Kolkata!



"Good News" for the hawkers and citizens of Kolkata!

Registration is the first step in the ongoing road to the registration process of vendors/shoppers on large scale

1. The hawkers/vendors will be legally recognised
2. The State Government will offer 50% subsidy on the construction cost of the model stalls
3. They will be insured under State Assisted Scheme on Provident Fund for Unorganised Workers (SASPFW)
4. He/she will be registered under the Scheme with one time contribution of Rs. 30 only
5. Besides, at the age of 60, they will be provided with an entire amount with interest. If one joins the scheme at 18 years, he/she will be paid Rs. 2.50 crore. During the period in case of normal death of the hawkers/vendor, his/her family will be paid Rs. 50,000 and in case of accidental death, the amount will be Rs. 1.50,000
6. They will receive Annual Medical Benefit of up to Rs. 10,000/hawker/year
7. They will get Trade Licence from KMC as well
8. A high-level committee will be formed with the representatives of the hawkers and stall owners/shopkeepers
9. Franchise and rent of any shop or house must not be blocked

10. Enough space should be kept vacant on the footpaths so that people can walk freely
11. Hawkers/vendors are strictly prohibited from using motorable road for hawking
12. Timeline for application:
 - (a) Application period: July 15, 2015 - September 15, 2015
 - (b) Designated Offices with single window will be there at Borough Offices (I-XV) in KMC area and Central Municipal Office Building, KMC, 5 SN Banerjee Road, Kolkata 700 013. Online application will also be entertained (www.kmc.kolkata.gov.in)
 - (c) Start of issuance of Registration Certificate on and from April 15, 2016 (Pola Barakh, 1423)
 - (d) Hawkers/vendors of KMC area are also requested to provide suggestions regarding design of their kiosk/stall through Borough office or Central Municipal Office Building, KMC, 5 SN Banerjee Road, Kolkata 700 013

- Note: Only the vendors/hawker himself/herself is eligible to apply in plain paper, not in any pre-printed format comprising the mentioned information for the purpose*
- (1) Name of applicant (Hawker's name only)
 - (2) S/D/W/O
 - (3) Place of hawking with Address (Ward Number, Borough Number, Street/Road/Lane, Nearest Premises Number, Name of nearby market (if any), Police Station)
 - (4) Home Address - with Police Station
 - (5) Nature of profession (Nature of business)
 - (6) Period/Duration of street hawking at the location; and
 - (7) Contact Number/Email ID.
- Only the shop owner/hawker himself/herself is eligible to apply for the purpose. No representative of the hawkers will be allowed to apply*
- Enclose: (1) 2 (Two) recent passport-size photographs of owner/hawker himself/herself; (2) Postcard-size photograph of hawker's shop/stall; (3) Hawker's EPIC/Adhaar Card
- Municipal Commissioner

For further details call 1800-495-3333 / Toll Free, 2220-9990, 2286-1212 or, log on to: www.kmc.kolkata.gov.in

F. No. K-14014/1/2013-USD
Government of India
Ministry of Housing & Urban Poverty Alleviation
(UPA Division)

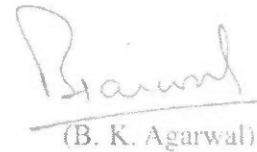
Nirman Bhawan, New Delhi
Dated: 13th December 2013

OFFICE MEMORANDUM

SUBJECT: Operational Guidelines for Support to Urban Street Vendors (SUSV) under the National Urban Livelihoods Mission (NULM)

The guidelines for the National Urban Livelihoods Mission (NULM) have been issued vide OM No. K-14011/1/2013-UPA dated 24th September 2013.

2. The operational guidelines for Support to Urban Street Vendors (SUSV) component of NULM are annexed herewith, which will be followed by all the implementing agencies. These guidelines have also been uploaded on the website of the Ministry of Housing and Urban Poverty Alleviation, and may be accessed from: http://mhupa.gov.in/NULM_Mission/NULM_Mission.htm.
3. This issues with the approval of Hon'ble Minister for Housing & Urban Poverty Alleviation, Government of India.



(B. K. Agarwal)
Joint Secretary to the Government of India
Ministry of Housing & Urban Poverty Alleviation

National Urban Livelihoods Mission

Operational Guidelines for the Support to Urban Street Vendors



Ministry of Housing & Urban Poverty Alleviation
Government of India

These are operational guidelines for Component 5: "Support to Urban Street Vendors" of the National Urban Livelihoods Mission (NULM) only. To be read along with the Mission Document / Main Guidelines of NULM, and may make reference to operational guidelines of other components of NULM.

Support to Urban Street Vendors

1. Context of the Component

1.1 Street vendors constitute an important segment at the bottom of the pyramid of the informal economy in cities. Street vending provides a source of self-employment, and acts as a measure of urban poverty alleviation. Street vending also has a prominent place in the urban supply chain, and provides inexpensive and convenient access to goods and services to all segments of the population including the poor. Street vending is therefore an integral part of the economic growth process in urban areas.

1.2 Low levels of education and skills, and limited access to formal credit and micro enterprise support constrain street vendors' ability to access emerging market opportunities. On account of being unorganised and self-employed, street vendors and their families often lack in any linkage to social security, welfare and assistance schemes and initiatives of the Government. This makes street vendors and their families vulnerable in difficult times, or when they may require assistance for unforeseen expenses.

1.3 In this context, the National Urban Livelihoods Mission (NULM) seeks to address the concerns of urban street vendors by facilitating access to suitable spaces for vending, institutional credit, improved skills and social security linkages. The Support to Urban Street Vendors Component of NULM sets out the strategy and operational guidelines with regard to this component.

2. Objectives

2.1 The objective of the component is to address the vulnerabilities of the urban street vendors through a multi-pronged approach. This includes:

- (i) Survey of street vendors and issue of Identity Cards
- (ii) Development of city street vending plans
- (iii) Infrastructure development of vending zones in the city
- (iv) Training and Skill Development
- (v) Financial Inclusion
- (vi) Access to credit
- (vii) Linkages to social security schemes

3. Role of State Government, Local Authority and Planning Authority

3.1 The State Government shall have overall responsibility for:

- (i) Providing overall direction.
- (ii) Establishing mechanisms for sanction of project proposals.
- (iii) Establishing mechanisms for Monitoring and supervision of implementation.
- (iv) Establishing mechanisms for progress reporting.

3.2 The State Urban Livelihood Mission (SULM) will be the nodal agency responsible for overall implementation of the component. At the city level, the responsibility for implementation will rest with the Urban Local Body.

3.3 The implementation would also require coordination between several authorities including Urban Local Bodies, Development Authorities and Town Planning Agencies, Land & Revenue Departments and District Collector offices. This coordination will be ensured by the State Government and the ULB.

3.4 The ULB will consult and coordinate with the planning authority, which could be an Urban Development Authority or any other authority in a city or town responsible for regulating land use in the city. The role of the town planning authority

in the implementation of the scheme will include preparation and notification of pro-vending land use plans, and for providing land and development approval for vendors' markets.

3.5 Other agencies such as the Revenue Department, the Police Department and Public Health and Engineering Department (or Water Board) may be required to provide support and assistance to the local authority to facilitate the implementation of the component.

4. Sub Components

Sub-Component 1: Survey and Issue of Identity Cards

4.1 Under this sub-component, financial support will be provided to the ULBs for conduct of survey for identification and enlisting of street vendors. The survey should preferably be conducted on a whole city basis. Alternatively, the ULB may also choose to complete the survey in a phased manner, covering one area (ward/ zone/ specified part of city) at a time. In this case, the area identified should be sufficiently large to accommodate mobility of vendors within the area.

4.2 The survey must cover all street vendors in the area being surveyed. ULB will develop methodology for conducting the survey. At a minimum, the survey must include:

- Name
- Name of parents
- Permanent Address
- Present Address
- Identity proof (if any)
- Telephone number (if any)
- Place of vending
- Type of vending activity
- Time/Duration of engagement as a vendor
- Details of family members

- If identified as beneficiary/poor for any of the government schemes like Food Security Act, TPDS, SJSRY etc. Details thereof

During the survey, the original documents pertaining to present/permanent address proof, especially in the case of migratory population may also be verified so that the Identity Cards issued to the surveyed street vendors can act as sufficient documentation for opening of their bank accounts, getting loans from banks, accessing social security benefits, etc.

4.3 The ULB will issue Identity Cards to all the surveyed/identified street vendors. A data base of all street vendors will be maintained by the ULB. Since the vendors are mobile, the software should be able to track (based on either present/permanent address or any other criteria) whether the vendor has already been covered and issued an Identity Card.

4.4 The State or ULB may engage an agency through an RFP following a transparent process of selection to carry out survey of street vendors. In case the ULB issues the RFP, the shortlisted proposals must be sent to the Sanctioning Committee of SULM for consideration and approval. The ULB may also propose alternative methods of survey, such as through community participation or with the support of NGOs or government or research agencies. Such proposals too will need approval of the Sanctioning Committee of SULM.

Sub-Component 2: Preparation of City Street Vending Plan

4.5 Under this sub-component, financial support will be provided to the ULB for preparation of City Street Vending Plan which will contain the following:

- (i) profile of street vending trades and activities;
- (ii) spatial distribution of street vending activities;
- (iii) earmarking of space or area for vending zones;
- (iv) determination of vending zones as restriction- free-vending zones, restricted-vending zones and no-vending zones;

- (v) estimates of holding capacity of vending zones, which is the maximum number of street vendors who can be accommodated in any vending zone;
- (vi) understanding of key challenges, constraints and issues relating to street vending; and
- (vii) Possible solutions and potential street vending areas.

The Street Vending Plan will also take into account the natural markets where sellers and buyers naturally congregate for the sale and purchase of products and services. The Plan will be developed after consultations with Street Vendor's representatives and other relevant stakeholders.

4.6 While preparing the Street Vending Plan, the ULB, in coordination with the city police, traffic police, planning authority and other local agencies, should also devise and promote vendor friendly policies, solutions and strategies to accommodate and facilitate street vending in a manner that is conducive to street vendors and the public at large. This may include policies for traffic management and regulation on market days or at certain times of the day, and arrangements for lighting, water, sanitation and waste disposal in street vendor market areas. The ULB may coordinate with planning authorities to develop pro-vending norms and stipulation of vending spaces in new or refurbished roads, markets, office and residential complexes and other public spaces and public infrastructure. This will ensure greater acceptability of Street Vending Plans among the stakeholders.

4.7 The ULB should make every effort to minimise disruption to existing markets while developing the city street vending plan. Accordingly, the plan may be developed in such a manner that no relocation or eviction of street vendors takes place. Re-location of street vendors, if required, must be based on consultation with the affected vendors.

4.8 Based on the survey findings, the City Street Vending plan may also include a digitised or non-digitised map of vending activities, vending trades and existing markets at ward or zone level.

4.9 For preparing the City Street Vending Plan, the SULM/ ULB may engage consultants/ agency hired through a selection process as defined in 4.4 above and the work may be awarded after approval by the Sanctioning Committee of SULM. City Street Vending Plans will be submitted to the SULM for approval, and will be considered final once approved by SULM. SULM will also ensure that these plans are integrated into development plans of the city as per requirement of the law and procedures.

Sub-component 3: Infrastructure Improvement

4.10 Under this sub-component, financial support will be provided to the ULBs for improvement of infrastructure and provision of basic services in the existing markets of street vendors. The ULBs will prepare a Detailed Implementation Plan (DIP) for such infrastructure improvement projects which may include improved civic facilities such as paving, water supply, toilets, waste disposal facility, lighting, common storage space, specialized carts for specific types of trades, temporary sheds and/or parking facilities. The infrastructure requirements for vendors markets will be assessed based on consultations with street vendors and their associations, local agencies and other stakeholders and will be facilitated by the ULB.

4.11 The DIP for infrastructure improvement must be prepared only after the street vendor survey for the area where the project is located, has been completed. In exceptional cases where the survey is not initiated and the ULB feels that there is an immediate need for a project, which will benefit a large number of street vendors, then the survey for that area along with its cost may be included in the DIP. The ULB must ensure that prior to commencing work on the project, the street vendors who will benefit, have been issued the Identity Card as well as the Street Vending Certificate as per the prevailing policy, Act or guidelines of the state. The list of beneficiaries of the project should be placed in the public domain and displayed on the notice board of the ULB and posted on the website of the ULB/State before taking up the project.

4.12 While preparing the DIP, provision for providing specialized carts to the street vendors for specific types of trades such as food vending etc. may be included with a

view to improve the hygiene and optimal utilization of space. These carts may be funded through individual loans covered under the SEP component of NULM.

4.13 DIPs should contain:

- (i) Project rationale, details of beneficiaries and stakeholders, how it will contribute to improved street vending in the surrounding area, and how it fits within the overall City Street Vending Plan
- (ii) Land ownership details
- (iii) Relocation plan, if any must be supported by a letter of consent from the affected street vendors and/or their association
- (iv) Specific infrastructure improvement project details with costs, including operations and maintenance plan
- (v) Detailed and complete list of beneficiaries who will benefit from the project – in case the survey is not complete and will be conducted as part of the DIP, the list of beneficiaries will have to be provided upon completion of the survey and prior to commencement of infrastructure improvement. SULM may release the second installment of funds for the project, contingent on the list of beneficiaries.
- (vi) Safety concerns, if any, relating to fire hazard or other hazards.

4.14 The ULB may also develop DIP for creation of “food streets”, “farmers markets”, “night market” and other such specialised/theme based markets subject to the provisions stipulated above. In markets where food will be prepared in the market, the ULB should take into account issues of food safety and fire hazard in addition to other elements of infrastructure improvement that will be required.

4.15 For preparation of DIPs, the ULB may hire consultants using a process similar to 4.4 above. DIPs must be submitted to the Sanctioning Committee of SULM for approval.

Subcomponent 4: Training and Skill Development

4.16 The ULB will conduct one to two days training programmes for all street vendors taking one area at a time. The aim of this program will be to orient the street vendors on aspects such as their rights and responsibilities, specific policies or laws related to street vendors, food safety, maintenance of hygiene, waste disposal, etc.

4.17 Modules for training, IEC material and workshops may be developed/organised by the SULM/ULB in partnership with any resource agency identified by them. Delivery of training may be outsourced to a training institute, a specialized agency such as Food Safety and Standards Authority of India or a reputed NGO.

4.18 Street vendors who undergo a training programme/workshop will be paid a daily amount as stipend for number of days attended, and calculated based upon opportunity cost of livelihood. This daily stipend should not be less than the minimum wage applicable in the State for urban areas. The training cost should also include trainer fee, food, and travel cost, subject to a maximum of Rs. 750 per person per day. Cost of conducting such specialised training programmes for the street vendors will be met from the Employment through Skill Training and Placement (EST&P) component of NULM.

4.19 Reports of training conducted and feedback from participants of the training programme will be submitted by the ULB on a monthly basis.

Sub-component 6: Financial Inclusion

4.20 Street vendors are often unable to access organised banking services as they lack identity documents, proof of address, tenure or legal rights over their place or business and evidence of their trades and professions. It is envisaged that the Identity Cards issued to street vendors under this scheme will help promote access to banking services. SULM and ULBs will liaise with banks and other financial institutions to facilitate access to banking and financial services based on documents issued to street vendors by the ULBs.

4.21 The SULM at state level will include financial inclusion of urban street vendors as a separate agenda in State Level Bankers Committee (SLBC) and District Consultative Committee (DCC) meetings. The aim of inclusion will be to ensure that all street vendors have bank accounts and are included in financial literacy programmes organized by the banks.

4.22 Financial Literacy: The ULB will organise sessions on financial literacy for identified street vendors with support of resource organisation and field staff. In these sessions the street vendors will be made aware about the savings, credit, insurance etc., along with the modalities and operational requirements for accessing the same. The banks and financial Institutions may be encouraged to communicate with the street vendors through City Livelihoods Centre (CLC), camps etc. The ULB will do the necessary coordination with the Lead District Manager (LDM) of the Lead Bank and Financial Literacy & Credit Counseling Centers (FLCCs) of the banks to organise financial literacy sessions and camps.

4.23 Opening of Basic Savings Bank Deposit Account: This includes opening of Basic Savings Bank Deposit Accounts for all the identified street vendors. The SULM in discussion and coordination with respective SLBC convenor bank, ULB, DCC and LDM will ensure the following:

- Provide the Lead District Manager of the Lead Bank and DCC with the list of identified street vendors to be covered at city level
- Operational formalities such as availability of forms at all the branches/ extension counter of the banks, CLCs, &ULB office.
- Organise camps within the respective jurisdiction of banks for opening up of accounts with support of ULB field staff and Resource Organisation.
- Engagement of Business correspondents (BC)/Business Facilitators by banks as per the requirement of the city for better outreach.

Sub-component 7: Access to Credit

Access to credit to fulfil the working capital requirement of the street vendors includes facilitating access to loans to the street vendors from banks. It will also

focus on facilitating access to credit cards to identified individual street vendors to meet their working capital requirements.

4.24 Access to Credit: The Self Employment Programme–Individual Enterprises (SEP-I) component of NULM provides financial assistance to urban poor in the form of Interest subsidy on bank loans for setting up individual enterprises. In accordance with SEP guidelines, loans can be made available to the identified urban poor street vendors at 7% rate of interest. The modalities and procedure for availing loans for poor street vendors will be similar as detailed out in SEP-I component.

4.25 It is envisaged that other street vendors interested in availing loans for their enterprise, will be facilitated for loan linkages with banks by the ULB. The ULB will identify such street vendors and will thereafter take their intent for loan requirement and route their application for further processing by banks.

4.26 Credit Card for Urban Street Vendors: The ULB will also facilitate credit cards for eligible urban street vendors to meet their working capital and miscellaneous credit needs. The ULB will identify the prospective street vendors and will facilitate linkages with banks for issuance of credit cards. The focus is to initially facilitate issuance of existing credit cards of banks such as General Credit Card (GCC) or any other variant of credit card for micro enterprise development to the urban street vendors.

4.27 The Ministry of HUPA will also explore the possibility of devising an exclusive Credit Card Scheme for Urban Street Vendors in consultation with Department of Financial Services, Reserve Bank of India and other banks.

Sub-component 8: Linkage with Social Security Schemes

4.28 In order to bring the street vendors within the ambit of social insurance and to provide coverage from risks/ uncertainties ULBs will facilitate enrolment of street vendors in insurance schemes of Government of India such as Rashtriya Swasthya Bima Yojana (RSBY) for health insurance, Aam Aadmi Bima Yojna (erstwhile Janashree Bima Yojna) for Life Insurance or any state specific insurance schemes. However, the enrolment in any insurance scheme by ULB should be as per the free will of the street vendors.

4.29 The ULB will also promote awareness and facilitate enrolment of street vendors in other social security, welfare and social assistance schemes of state and central government.

5. Sanctioning Committee at the State Urban Livelihoods Mission

There would be a Sanctioning Committee under the chairmanship of Principal Secretary/Secretary in-charge of NULM at the State level with representatives of other concerned departments in the State for consideration and approval of proposals submitted by ULBs/SULM under this component of NULM. A representative of the Ministry of HUPA shall be a member of this Sanctioning Committee.

6. Monitoring and Evaluation

6.1 The SMMU at the State level and CMMU at the ULB level will closely monitor progress of activities / targets under this component, undertake reporting and evaluation. The SULM and the ULB/executing agencies shall report timely progress in formats prescribed by the Mission Directorate from time-to-time, indicating the cumulative achievement monthly and up to the end of the quarter and key issues in implementation.

6.2 In addition, under NULM, a comprehensive and robust IT-enabled NULM MIS will be established for tracking targets and achievements. States and ULBs will be required to submit their progress reports online and may also use this tool to monitor progress on the ground. In the spirit of proactive disclosure of information and ensuring transparency under NULM, key progress reports under SUSV will also be made available in the public domain in a timely manner.

7. Funding Pattern

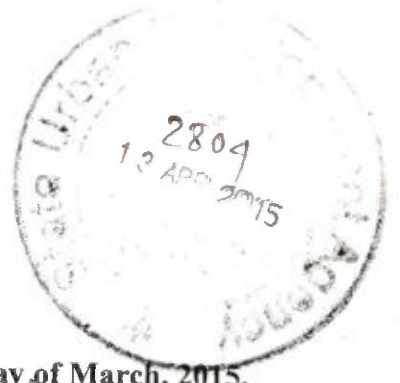
Up to 5% of the total NULM allocation of the State can be spent on implementation of this component of NULM (excluding any cost incurred on training and access to credit which will be met from EST&P and SEP components respectively). Funding

Operational Guidelines: Support to Urban Street Vendors

pattern of Central and State share will be in the ratio of 75:25. In case of north eastern states (Arunachal Pradesh, Assam, Manipur, Meghalaya, Tripura, Mizoram, Nagaland, Sikkim) and special category states (Jammu and Kashmir, Himachal Pradesh and Uttarakhand) this will be in the ratio of 90:10.

Advised
17/3/15

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' BUILDINGS: KOLKATA



No. 155/MA/O/C-4/ MQ-4/2015

Dated, Kolkata the 23rd day of March, 2015.

From: Joint Secretary to the Govt. of West Bengal

To: The Under Secretary to the
Government of India,
Ministry of Housing and Urban Poverty Alleviation,
UPA Section,
Nirman Bhavan, New Delhi.

Subject : Rajya Sabha Admitted Unstarred Question No. 376 to be answered on 26-02-2015 regarding "Street Vendors Act".

Sir,

With reference to your office memo No. H-11017/2/2015-UPA dated 19.02.2015 on the subject cited above, I am directed to forward herewith the information to the Rajya Sabha Admitted Unstarred Question No. 376 for taking further necessary action at your end.


Yours faithfully,

Sd /- M. Chatterjee
Joint Secretary to the
Government of West Bengal

✓ No. 155/1/MA/O/C-4/ MQ-4/2015

Dated, Kolkata the 23rd day of March, 2015.

Copy forwarded for information to the Director, SUDA


29/3/15
Joint Secretary to the
Government of West Bengal

Information to the Rajya Sabha Admitted Unstarred Question No 376

Sl No.	Question	Reply
(a1)	Whether Government is effectively implementing street vendors Act, 2014;	Under process.
(a2)	How many State Governments have framed schemes as schedule-II of street vendors Act, 2014;	A guideline, as per order of the Hon'ble Supreme Court has been circulated directing the ULBs to constitute the Town Vending Committee and to complete registration process.
(b)	Which cities have created Town Vending Committee as envisaged under the Act;	As per available information in the Municipal Affairs Department, some of the ULBs have constituted the Town Vending Committees. Information on other towns is being collected.
(c)	Whether survey of street vendors has been completed as per the provisions of the Act;	A guideline, as per order of the Hon'ble Supreme Court has been circulated directing the ULBs to constitute the Town Vending Committee and to complete registration process.
(d)	How many street vendors are currently there in India, city-wise details;	No. of Street Vendors can be determined after the survey is completed.
(e)	How many persons have been issued certificates of vending under the Act, city-wise details;	Issuance of certificate can be taken up after the process of identification of Street Vendor is completed.
(f)	Whether Government has any proposal to amend the Act, if so, detail thereof?	Under consideration.


 9/11/15
 Joint Secretary to the
 Government of west Bengal

GOVERNMENT OF WEST BENGAL
DEPARTMENT OF MUNICIPAL AFFAIRS
WRITERS' BUILDINGS: KOLKATA



No. 237(128)/MA/O/C-4/1A-10/2011 Pt. I

Dated, Kolkata, the 18th day of June, 2014.

From : Joint Secretary to the
Government of West Bengal.

To : (1) Mayor/ Chairperson, _____ Municipal Corporation/ Municipality/
Notified Area Authority/ Industrial Township Authority, P.O. _____
Dist. _____.

(2) Municipal Commissioner/ Commissioner, Municipal Corporation, P.O. _____
Dist. _____.

DD(SD)
R
23/6/14

Subject : Implementation of orders of Hon'ble Supreme Court on the issues related to the street vendors in urban areas and guidelines thereon.

Sir,

I am directed to inform you that Hon'ble Supreme Court in the matter of Maharashtra Ekta Hawkers Union and another vs. Municipal Corporation, Greater Mumbai and others has passed an order on the issues related to the street vendors in urban areas. As per the said order of Hon'ble Supreme Court, following actions to be taken :-

- (I) The task of constitution of **Municipal Vending Committee shall be completed within 2 months** from issuance of this order.
- (II) The process of **Registration of street vendors to be completed within 4 months** from issuance of this order.

In view of above, I am directed to enclose the following guidelines and to request you to implement the orders of Hon'ble Supreme Court within the stipulated time line mentioned above and to send the report of compliance to the Municipal Affairs Department and Director, State Urban Development Agency, West Bengal at an early date.

These directions will remain valid until further order.

Sd /- B.N.Das
Joint Secretary

No. 237/1(50)/MA/O/C-4/1A-10/2011 Pt. I

Dated, Kolkata, the 18th day of June, 2014.

Copy forwarded for information to the :

1. Secretary to the Hon'ble Chief Minister, Government of West Bengal.
2. OSD to the Chief Secretary to the Government of West Bengal.
3. Registrar General, High Court, Kolkata.
4. Additional Chief Secretary/ Principal Secretary/ Secretary,.....Department, Govt. of West Bengal.
- ✓ 5. Director, State Urban Development Authority.
6. P.S. to MIC, M.A. & U.D. Department.
7. P.S. to MIC, Law & Judicial Department, Govt. of West Bengal
8. P.S. to MIC, Labour Department, Govt. of West Bengal.

Joint Secretary

To
Adviser
2014
30.6.14

GUIDELINES FOR REGULATING STREET VENDING IN THE URBAN AREAS

MUNICIPAL VENDING COMMITTEE

1. Constitution of Municipal Vending Committee

1.1 Each Urban Local Body, shall constitute a Municipal Vending Committee.

1.2 Each Municipal Vending Committee shall consist of

(a) The Municipal Commissioner or the Commissioner, in case of Municipal Corporations or the *Executive Officer, in case of Municipalities, Notified Area Authorities and Industrial Township constituted under the West Bengal Municipal Act, 1993 (West Bengal Act XXII of 1993), as the case may be*, who shall be the Chairperson; and

(b) Such number of other members will be nominated by the concerned Urban Local Body, representing the Urban Local Body, the Planning Authority, local police, association of street vendors, traders' associations, *resident's* associations, Representatives of lead banks and such other interests as it deems proper and the concerned Urban Local Body will nominate such member by adopting a fair & transparent mechanism.

Provided that the number of members nominated to represent the street vendors shall not be less than 25% of the total number of members and one-third of such members shall be from amongst women :

(c) The maximum no. of such member will be 12 from the ULBs having population less than 2 lakh ; 15 from the ULBs having population upto 5 lakh and 18 from the ULBs having population more than 5 lakh.

Provided further that reasonable representation *may* also be given to persons who are physically challenged.

1.3 The Chairperson or the member nominated, as noted above shall, unless his nomination is terminated earlier by the Urban Local Body, hold office for a term of maximum three years from the date of his nomination.

1.4 The Municipal Vending Committee may associate with itself, any person whose assistance or advice it may desire in carrying out the issues related to Street Vendors

1.5 A person so associated will have a right to take part in the discussions relevant to that purpose, but shall not have a right to vote at a meeting of the committee and shall not be a member for any other purpose.

2. Meeting of the Committee

The Municipal Vending Committee shall meet at least once in every month at a place within the jurisdiction of the Urban Local Body and shall observe procedure in regard to the transaction of

business at its meetings, and in discharge of its functions, *as may be decided by the concerned Urban Local Body.*

3. Functions of the Municipal Vending Committee

3.1 The Municipal Vending Committee, *will submit its recommendations to the Urban Local Body concerned to:*

- (a) grant, renew, suspend or cancel registration certificates to street vendors, in such form and manner, and on such terms and conditions, as may be determined by the concerned Urban Local Bodies;
- (b) specify the terms and conditions for issue, renew, suspension or cancellation of registration in the manner specified.
- (c) to determine the process to collect fees for registration or renewal of registration of street vendors as may be determined by the concerned Urban Local Body ;
- (d) determine the manner of collecting fees through banks, counters of Urban Local Body or counters of Municipal Vending Committee, fee for registration, usage of parking space for mobile stalls and availing of civic services, in consultation with Urban Local Body;
- (e) identify and designate vending zones;
- (f) specify timings for vending in vending zones;
- (g) maintain the records of land, street, footpath, embankment, waiting area, parks and other public places designated for vending in such manner as may be specified;
- (h) conduct periodic surveys of vending zones;
- (i) collect and maintain data regarding street vendors;
- (j) determine quantitative norms for different categories of stationary and mobile stalls in the vending zones;
- (k) assess and determine maximum holding capacity of each vending zone;
- (l) identify and declare vending zones as restriction-free-vending zones, restricted-vending zones including day time vending zone & night time vending zone and no-vending zones in the manner specified;
- (m) fix sign boards at each vending zone to indicate kind of vending zone, its boundaries and vending timings.
- (n) monitor activities of street vendors:
- (o) ensure that the quality of products and services provided to the public and public health, hygiene and safety standards as specified by the Urban Local Body are maintained;
- (p) ensure that allotted stalls are utilized by the allottees in accordance with the terms and conditions specified.

(q) determine actions including imposition of fine for violating the terms and conditions for registration;

(2) *The Municipal Vending Committee, shall submit its recommendations to the Mayor, in the case of Municipal Corporation, and to the Chairman in the case of ULBs other than Municipal Corporations. Acceptance or rejection of the recommendations made by the Municipal Vending Committee shall be subject to confirmation or modification by the Mayor-in-Council of the Municipal Corporation in the case of Municipal Corporations, and, in the case of Urban Local Bodies other than the Municipal Corporations, by the Board of Councillors of the Municipalities or Notified Area Authorities or by the Authority of the Industrial Townships, as the case may be.*

4. REGISTRATION OF STREET VENDORS

4.1 Application for registration

a) *Every person who has completed the age of 18 years and intends to do street vending may make an application for registration as street vendor to the Municipal Vending Committee, provided that the persons who have been carrying out business prior to issuance of the guideline, shall immediately after constitution of Municipal Vending Committee for the respective ULB, shall make application for their registration.*

b) *Every application shall be made in such form and manner and accompanied by such fee as may be determined by the concerned Urban Local Bodies.*

4.2 Registration for street vendors

a) An application made under Para-4.1(a) above, shall be examined by the Municipal Vending Committee and the registration to be made within such period, and in such manner, as may be determined by the concerned Urban Local Bodies within four months from the issuance of this guideline as mentioned by the Hon'ble Supreme Court in the order.

b) The Municipal Vending Committee shall not summarily reject the application without giving the applicant an opportunity to rectify deficiencies, if any, and hearing him.

c) If the Municipal Vending Committee is satisfied that the application is in compliance with the provisions of this guideline, it shall *send its recommendation to the ULB to register the name of the street vendor.*

d) After receiving the recommendation from the Municipal Vending Committee, the ULB may accept the recommendation and grant registration on payment of such fee as may be decided by the Urban Local Body; but not more than Rs. 250/- and subject to such terms and conditions as may be determined by the Urban Local Body in consultation with the Municipal Vending Committee.

e) Any person aggrieved by the decision of the Municipal Vending Committee may, prefer an appeal to the Urban Local Body within such period, and in such manner, as may be decided by the Urban Local Bodies.

f) Once registered, he may continue to do so within the period of registration is over & unless renewed.

g) Physically challenged who were allowed to operate PCOs in terms of the judgement reported in (2009) 17 SCC 231 shall be allowed to continue to run their stalls and sell other goods because running of PCOs is no longer viable. Those who were allowed to run Aarey/ Sarita shall be allowed to continue to operate their stalls.

5. DUTIES OF URBAN LOCAL BODIES

5.1 Duties of Local Authorities

Urban Local Body shall be responsible for:-

- (a) Overall supervision and monitoring of the Scheme for street vendors,
- (b) Monitoring effective functioning of the Municipal Vending Committee;
- (c) Allotting spaces to the street vendors in the manner specified;
- (d) Granting, renewal, suspension or cancellation of license to the registered street vendors in the manner specified;
- (e) Providing, in consultation with the Municipal Vending Committee, in the vending zones and to the street vendors, civic services.

6. BREACHES OF CONDITIONS AND PENALTY

6.1 Cancellation or suspension of registration

a) Where any street vendor who has been registered or his agent or servant commits breach of any of the conditions thereof or any other terms and conditions determined by the concerned Urban Local Bodies for the purpose of regulating street vending or where the Municipal Vending Committee is satisfied that such registration has been secured by the street vendor through misrepresentation or fraud, *the Urban Local Body* may, cancel the registration or suspend the same for such period as it thinks fit;

Provided that no such cancellation or suspension shall be made by the *Urban Local Body* unless an opportunity of hearing has been given to the street vendor *by the Municipal Vending committee*.

6.2 Penalty for contraventions

If any street vendor-

- (a) Indulges in street vending without registration;
- (b) Vends beyond the designated vending zones or specified timings;
- (c) Vends goods or offers services that are detrimental to public health;

- (d) Contravenes the terms and conditions of registration;
 - (e) Contravenes the terms and conditions of allotment of stall or license; or
 - (f) Contravenes any other terms and conditions determined by the concerned Urban Local Bodies.
- for the purpose of regulating street vending he shall be liable to a penalty which shall not be exceeding rupees five hundred, as may be determined, or as the case may be, by the Urban Local Body in consultation with the Municipal Vending Committee.

7. Supervision by the State Government

7.1 In case of the urban local bodies, excepting Kolkata Municipal Corporation, Director of Local Bodies or the District Magistrate or the Sub-divisional Magistrate or the District Municipal Development Officer; and in the case of Kolkata Municipal Corporation, any officer of Department of Municipal Affairs, Government of West Bengal, not below the rank of Joint Secretary, may—

- (a) inspect, or cause to be inspected, any immovable property owned, used or occupied by the Urban local body or any work in progress ;
- (b) inspect or examine any department of the urban local body or any office, service, work or thing under the control of the Urban local body;
- (c) record, in writing, for the consideration of the urban local body, any observation he thinks proper in regard to the proceedings or duties of any of the municipal authorities.

7.2 For the purpose of inspection or examination, in the case of the urban local bodies other than Kolkata Municipal Corporation, the Director of Local Bodies or the District Magistrate or the Sub-divisional Magistrate or the District Municipal Development Officer; and in the case of Kolkata Municipal Corporation the officer of Department of Municipal Affairs, Government of West Bengal, not below the rank of Joint Secretary, may require the Chairman or any officer of the urban local body—

- (a) to produce any book, record, correspondence, plan or other document,
- (b) to furnish any return, plan, estimate, statement, account or statistics, or
- (c) to furnish or obtain any report.

7.3 When a requisition is made as per 7.2, the Mayor/Chairman or any officer of the Urban local body, as the case may be, shall comply with such requisition.

7.4 Power of State Government to call for documents, returns or information from Chairman or any officer of Urban local body

The State Government may, at any time,—

- (a) call for any document in the possession or under the control of the Chairman or any officer of the Urban local body;

(b) require the Mayor/ Chairman or any officer of the Urban local body to furnish any return, plan, estimate, statement, account, report of statistics, or any information whatsoever.

7.5 Power to suspend action

a) The State Government may and after giving the Urban local body a reasonable opportunity of being heard, annul any proceeding or resolution or order which it consider to be not in conformity and may take possible measure necessary to secure such conformity:

Provided that pending the hearing to be given to the urban local body, the State Government may suspend the operation of such proceeding or resolution or order.

b) The State Government, on receiving any information that any urban local body is about to pass an order or instruction in excess of any power, may forthwith prohibit the passing of such order or instruction and such prohibition shall be binding on the Urban local body:

Provided that the State Government shall immediately thereafter give an opportunity to the Urban Local Body to make its representation in the matter upon which the State Government shall give its final order with reasons in writing.

7.6 Directions by the State Government

a) In the discharge of their functions, the urban local bodies shall be guided by this set of guidelines or as may be issued by the State Government time to time.

b) If such duty is not performed within the period so fixed, the State Government may, in the public interest, by order do, or cause to be done by any Officer of the State Government or any authority appointed by it, anything for due performance of such duty notwithstanding anything to the contrary contained in any other law for the time being in force.

Office of the Councillors of:

Mekliganj Municipality

P.O. Mekliganj, Dist :Coochbehar

Phone No. (03584)255249, 255480, 255458, Fax No. :(03584) 255249. Email : mekliganj.m@gmail.com

Memo No... 327(2)/MH/GE-08/14-15

Date 14-08-14.....

From: The Chairperson
Mekliganj Municipality
Mekliganj ; Cooch Behar

To : 1) The Joint Secretary to the Govt. of WB
Department of Municipal Affairs
Writers' Buildings, Kolkata - 700001

2) The Director
State Urban Development Agency (SUDA)
ILGUS Bhawan, Salt Lake, Sector-III,
Bidhannagar, Kolkata - 700106

Sir,

In terms of your memo no. 237 (128)/MA/0/CG/1A-101/2011 Pt. I dt. 18/06/2014 I am to send herewith the copy of the notice constituting the Municipal Vending Committee of Mekliganj Vending Committee of Mekliganj Vending Committee since constituted in compliance with the orders of Hon'ble Supreme Court for your information and necessary action if any.

ang
14/8/14
Chairperson
Mekliganj Municipality
Mekliganj ; Cooch Behar

Memo No.

Date.....

Copy forwarded for information to :-

1. Executive Officer, Mekliganj Municipality --- Chairperson
2. Smt Krishna Barman, Councillor, Ward no. 01 -- Member
3. Smt Hemlata Singh, Councillor, Ward no. 02 -- Member
4. Sri Babul Kr. Roy, Councillor, Ward no. 03 -- Member
5. Sri Mantu Mandal, Councillor, Ward no. 04 -- Member
6. Smt Sipra Bose, Councillor, Ward no. 07 -- Member
7. Smt Shubhra Singha Sarkar, Councillor, Ward no. 08 -- Member
8. Sri Dipak Roy, Councillor, Ward no. 09 -- Member
9. Officer-in-Charge, Mekliganj Police Station -- Member
10. Manager, Central Bank of India, Mekliganj -- Member
11. Mosaddeque Azam Mridha, U.P -- Member
12. Gopal Prasad Saha, Treader's Association, Mekliganj -- Member
13. Manik Ghosh, Treader's Association, Mekliganj -- Member

ang
14/8/14
Chairperson
Mekliganj Municipality
Mekliganj ; Cooch Behar

7/1
File
10/10/14

Office of the Councillors of:

Mekliganj Municipality

P.O. Mekliganj, Dist :Coochbehar

Phone No. (03584)255249, 255480, 255458, Fax No. :(03584) 255249. Email : mekliganj.m@gmail.com

Memo No.....

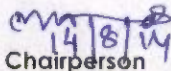
Date.....

NOTIFICATION

In compliance with the Order passed by Hon'ble Supreme Court on the issues related to the street vendors in urban areas, it has been decided that the Municipal Vending Committee of Mekliganj Municipality shall consist of the following members :-

1. Executive Officer, Mekliganj Municipality --- Chairperson
2. Smt Krishna Barman, Councillor, Ward no. 01 – Member
3. Smt Hemlata Singh, Councillor, Ward no. 02 -- Member
4. Sri Babul Kr. Roy, Councillor, Ward no. 03 – Member
5. Sri Mantu Mandal, Councillor, Ward no. 04 – Member
6. Smt Sipra Bose, Councillor, Ward no. 07 – Member
7. Smt Shubhra Singha Sarkar, Councillor, Ward no. 08 – Member
8. Sri Dipak Roy, Councillor, Ward no. 09 – Member
9. Officer-in-Charge, Mekliganj Police Station – Member
10. Manager, Central Bank of India, Mekliganj – Member
11. Mosaddeque Azam Mridha, U.P – Member
12. Gopal Prasad Saha, Treader's Association, Mekliganj -- Member
13. Manik Ghosh, Treader's Association, Mekliganj -- Member

The Chairperson or the member nominated as noted above shall, unless his nomination is terminated earlier by the Board of Councillors, hold office for a term of maximum three years from the date of his nomination.


14/8/14
Chairperson
Mekliganj Municipality
Mekliganj : Cooch Behar

Urban Street Vendor Policy

in

West Bengal

- On the basis of National Policy on Urban Street Vendor 2009 as circulated by Ministry of Housing & Urban Poverty Alleviation a policy on “The West Bengal Street Vendor” was prepared by Department of Municipal Affairs, Government of West Bengal in 2010.
- Ministry of Housing & Urban Poverty Alleviation had circulated Model Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2009 and advised the State Government to frame a policy and an Act for the purpose.
- A case was filed before Hon’ble Supreme Court by the Street Vendors for their rights and Hon’ble Supreme Court endorsed the Model Bill prepared by the Ministry of Housing & Urban Poverty Alleviation and directed that within the 30th June, 2011 the appropriate Government is to legislate and bring out the law to regulate hawking and hawkers’ fundamental right.

- Accordingly a Model Bill "The West Bengal Urban Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2011 has been prepared and sent to Law Department for necessary vetting.
- Meanwhile a High-Powered Committee on Street Vendors has been constituted by the State Government with Minister-in-Charge, Labour Department as Chairman and Ministers of Municipal Affairs & Urban Development Department, Commerce & Industries Department, Panchayat & Rural Development Department and Mayor, Kolkata as members, in order to look into the various issues on hawkers', has been constituted vide this Department Notification No.98/MA/O/C-4/1A-10/2011 dated 23.02.2012.

- The High Powered Committee shall consider the followings :
 - Identification of hawkers/ vendors : particular issues under reference are duration, dallas and places
 - Issues relating to placement of unidentified hawkers/ vendors : warranted action for the same.
 - Issues related to expeditious action on issuance of trade license by the Urban Local Bodies.
 - Matters relating to immovable or fixed structure for the street vendors : actions warranted thereon.
 - Issues in the context of entertaining movable or improvised structure for the Street Vendors.
 - Matters related to expeditious actions by the licensing authority on all renewal mechanism.

- o Issues related to demarcation of vending zone : distinction between hawking/ vending zone and no hawking/ vending zone i.e. green zone.
- o Issues connected with identification of green zone in the surroundings of the premises like hospitals, schools, cultural building campus Rabindra Sadan and such.
- o Issues related to activation of police authorities for certification of hawkers based on jurisdiction.

Thank You

31
Regional Centre For Urban & Environmental Studies, Lucknow
(Estd. by Ministry of Urban Development, Govt. of India)

Prof. Nishith Rai
Director



Ref No. URC/ 465

/24/2012-12

To,

The Secretary,
Municipal Affairs Department,
Government of West Bengal,
Writer's Building, F Block, 3rd Floor,
Kolkata -700 001

Dated : 30/09/12

JD(SD)
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991w

Sub:- Organization of Regional Workshop on "Street Vendors Policy and Legal Framework" at Bhopal on September 27-28, 2012

Respected Sir,

We propose to organize a **Regional Workshop** on "**Street Vendors Policy and Legal Framework**" under the auspices of the Ministry of Housing and Urban Poverty Alleviation, Government of India on **September 27-28, 2012 at Hotel Surendra Vilas, Bhopal**, for the officials of Municipal Administration, SUDA, SLNA, PMU, Line Department and Officials of Urban Local Bodies of Madhya Pradesh, Chhattisgarh, Uttar Pradesh, Uttarakhand, Bihar, Jharkhand, Odisha, West Bengal, Sikkim and NER States.

The programme is residential. The participants from far away places will be provided boarding and lodging facilities on twin-sharing basis for two nights. The reading material, training kit, lunch, mid-session tea etc. will also be provided as a part of the programme. The participants have to bear their travel expenditure to and from Bhopal, Madhya Pradesh to their respective local bodies or organizations.

You are requested to kindly nominate 2 concerned officials to participate in the above mentioned Workshop and direct them to report at 9:30 a.m. on **September 27, 2012 at Hotel Surendra Vilas, Zone, 1, M P Nagar, Bhopal, Madhya Pradesh.**

We will be grateful if you would please send us the names, addresses & phone numbers of the nominated officials as soon as possible so that we may also contact them.

The details may kindly be had from **Dr. A K Singh**, Assistant Director, Tel. 09936711100/09335907598 or 0522-2740165 (Tele-fax)/email id **awadhesh.rcues@gmail.com**

Regards,

Yours faithfully,

(NISHITH RAI)

Copy to the Director, State Urban Development Agency, Government of West Bengal, ILGUS Bhavan, Bidhan Nagar, Kolkata -700019 with the request to kindly expedite the nominations.

N.R.I.
(NISHITH RAI)

Office : Adj. Registrar's Office, University of Lucknow, Lucknow - 226 007

Telefax. 0522-2740165, 2740108

E-mail : directorrcueslko@gmail.com, Website: www.rcueslko.org

rcues

As discussed with Director, we may forward this letter to the MA Dept. for the letter for the MA Dept. 12.9.12

A meeting on the proposed Central Law on Street Vending was held on 12th March, 2012 at Nirman Bhavan, New Delhi under the Chairmanship of Secretary, Ministry of HUPA, Govt. of India. As directed, the undersigned attended the meeting and position relating to Urban Street Vendors issues in West Bengal were discussed (copy of report submitted in GoI meeting is placed under Flag - 'A'). During the discussion in the meeting it was learnt that the Govt. of India has recently issued letters to the State Govt. i.e. D.O. No. E-14015/1/2011-USD dated 29th February, 2012 from the Hon'ble Minister of HUPA, Govt. of India, addressed to the Hon'ble Chief Minister of West Bengal and other States, followed by D.O. No. E-14015/1/2011-USD dated 29.2.2012 from the Secretary, Ministry of HUPA, Govt. of India, addressed to the Chief Secretary of Govt. of West Bengal and others, seeking views/comments/observations on the draft bill titled 'The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2012 already circulated by the GoI to all the States. It was further requested in the above mentioned letter of Secretary, Ministry of HUPA, GoI, to send the views/comments/observations of the State by 10.3.2012. It was informed to the GoI officials present in the meeting that Govt. of West Bengal in the Department of Municipal Affairs vide Notification No. 98/MA/O/C-4/1A-10/2011 dated 23rd February, 2012 has constituted a High Power Committee on Street Vendors/Hawkers under the Chairmanship of Hon'ble Minister, Labour Department and a model bill "The West Bengal Urban Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2011" has been prepared and sent to Law Department for necessary vetting. However it was requested in the meeting that the State should send their views/ comments/observations within the next 2-3 days along with indication whether the State will opt for the proposed Central Act or go by its own Act, with necessary amendments.

In view of the above, necessary action may be taken from Municipal Affairs Department for sending the above views/comments/observations as requested by Govt. of India. The photocopies of abovementioned D.O. letters and draft Central Bill (as received in the meeting) are placed under Flag - B, C & D for kind perusal.


Director 13/3/2012

Draft Guidelines on NULM – Observations & suggestions

Sl no	Domain	Proposal in NULM	Observations	Specific suggestions
1.	Social Mobilization & Institution Development (SM&ID)	CDS structure to be replaced by SHG based structures - SHG,ALF& TLF	i) CDS structure is firmly entrenched in West Bengal ii) Primary activity of Neighbourhood Groups (NHGs), even under the present SJSRY set- up, is to form TCS/SHGs & extend programme benefits primarily to these TCS/SHG families iii) CDS structure captures various dimensions of urban poverty in a holistic manner iii) Transformation to SHG Federation structure is likely to create confusion among the stakeholders, who are already well conversant with CDS system.	The present CDS structure may not be disturbed & be retained. Only CDS/ TLF may be the registered society instead of CDS/ TLF, ALF, SHGs are all being registered societies as proposed.

Draft Guidelines on NULM – Observations & suggestions (Contd..)

2	Social Mobilization & Institution Development (SM&ID)	For catalyzing formation of SHGs , NGO/CBO/ facilitators etc may be engaged who would be paid INR5000/- per SHG over a period of 18 months	Payment may be made in three phases to the facilitators.	i) Suggested payment mode: a)After SHG completes 6 months – 20% b)After SHG completes 12 months – 30% c)After SHG completes 18 months - 50% i) Final instalment may be released after quick rating of the SHGs is made ii) Engagement of NGOs, their selection & operation may be left to the decision of the State/ SLNA iii) CDS members/ RCVs may also be allowed to act as facilitators iv) Incentive to CDS members/ RCVs will open new channel of income generation for several BPL families. v) In the long run, quite a few CDS members may be motivated to improve upon their knowledge, communication skills & literacy levels.
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4551
6-3-12
Dr. P. K. Mohanty
Addl. Secretary & Mission Director
(Jnnurm)

Telex : 23061419
Fax : 23061420
E-mail : ps-jnnurm@nic.in



सत्यमेव जयते

भारत सरकार
आवास और शहरी गरीबी
उपशमन मंत्रालय
GOVERNMENT OF INDIA
MINISTRY OF HOUSING &
URBAN POVERTY ALLEVIATION
Room No. 116, G Wing, NBO Bldg.
Nirman Bhavan, New Delhi-110011

D.O. No. K-14015/1/2011-USD (Pt.)
Dated the 5th March, 2012

Dear Alapan,

Please refer to my D.O. letter No. E14015/1/2011-USD dated 1st March, 2012 regarding meeting on the proposed Central Law on Street Vending to be held on 12th March, 2012 under the Chairmanship of Secretary (HUPA).

In this connection, I would like to inform you that in addition to meeting on proposed Central Legislation on Street Vending, the implementation of SJSRY and progress of Socio Economic Caste Census (SECC) will also be reviewed in the said meeting. You are kindly requested to bring status of implementation of SJSRY in your State along with the progress of SECC in the review meeting as per the enclosed format.

The meeting will now be held at 10.00 A.M. in CPWD Conference Hall, Room No. 103, A Wing, 1st Floor, Nirman Bhawan, New Delhi.

With regards,

Yours sincerely,

PKM
(Dr. P.K. Mohanty)

Shri Alapan Bandhyopadhyay
Secretary (Municipal Affairs),
Govt. of West Bengal,
Writers Building, F Block, 3rd Floor
Kolkata-700001
Fax:033-22143632
psecy-ud-wb@nic.in

For to SUDA



आवास और शहरी गरीबी उपशान्त मंत्री
एवं संस्कृति मंत्री
भारत सरकार
निर्माण भवन, नई दिल्ली-110108

MINISTER OF
HOUSING AND URBAN POVERTY ALLEVIATION
AND MINISTER OF CULTURE
GOVERNMENT OF INDIA
NIRMAN BHAWAN, NEW DELHI-110108

D.O. No. E-14015/1/2011-USD
29 February, 2012

श्री उमरी सेलजा
UMARI SELJA

Dear Shri Okram Ibobi Singh ji,

You may kindly recall that the Government of India had comprehensively revised the National Policy on Urban Street Vendors in 2009. The revised policy proposed promoting a congenial environment for the urban street vendors to carry out their activities smoothly and providing a mechanism for regulation of such activities in consonance with public interest. The revised Policy also underscored the need for a legislative framework to enable street vendors to pursue an honest living without harassment from any quarter. Accordingly, Model Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2009 was also circulated along with the revised policy to all States/UTs, requesting them to take a cue from it while legislating on the subject.

2. I would like you to refer to the letter of Hon'ble Prime Minister dated 4th August, 2009 soliciting your personal intervention in implementing the revised Policy and enacting law based on the Model Bill, which envisaged registration of the street vendors, demarcation of the vending zones in city/zonal/local plans and convergent delivery of schemes for their benefit. You may also recall that I had also written to you in this regard on 17th June 2009, 1st December 2010 and 11th April 2011. Secretary (HUPA) has also been following up the matter from time to time at the official level.

3. The progress on State legislation front, however, has not been quite encouraging. Though many States are working on creating a legal framework, however, it is very slow and uneven. My Ministry has been receiving continuous representations from elected representatives, civil society members, individual street vendors and their organizations to bring a Central legislation which would be quickly and uniformly applicable to all the States and UTs. Owing to these facts, the Ministry started working on to evolve an effective and practical Central legislation for protection of the livelihood rights and social security of street vendors in consultation with the State Governments and all other stakeholders.

4. The Ministry recently organized a one day National Consultation on Central Law on Street Vending. You may refer to my earlier letter of even number dated 30th November, 2011 requesting you to depute your Minister for that consultation. The Consultation was attended by a large number of participants including State Ministers, Members of National Advisory Council, State Secretaries, Urban Local Bodies, representatives from Central Ministries, experts, NGOs, a large number of representatives from the Street Vendors Associations and street vendors themselves. All present underscored the need for a Central Law on the same.

Contd...2/-

Accd Chief Minister, Jammu & Kashmir

5. Based on the inputs received, my Ministry has drafted a Bill titled 'The Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2012, which we propose to take to the Cabinet in the near future. A copy of the draft Bill is enclosed for your perusal.

6. As may be evident from a quick perusal of the draft Bill, this Central Law is a framework law which prescribes registration of street vendors, constitution of town vending committees, rights and obligations of street vendors, establishment of dispute redressal mechanism and preparation of a scheme at the State level and plan at the local level for promoting and regulating the street vending. The Bill gives all the freedom to the States and Local Bodies in the matters of preparation of the scheme and plans and other matters connected with the administration and implementation of the provisions of the Bill.

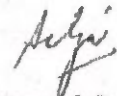
7. I seek your personal attention on the matter and shall be grateful, if you could get the Bill examined and send us the views/comments/observations of your State at the earliest convenience for us to be able to take your concerns, if any, on board.

8. I have also advised Secretary (HUPA) to write separately to your Chief Secretary in this regard.

With regards,

Encl.: As above.

Yours sincerely,



(Kumari Selja)

Shri Okram Ibobi Singh
Chief Minister
Government of Manipur
Chief Minister's Secretariat
Imphal.

Shri N. Kiran Kumar Reddy,
Chief Minister,
Government of Andhra Pradesh,
C Block, 6th Floor, AP Secretariat
Hyderabad. 500002

Shri Nabam Tuki,
Chief Minister,
Government of Arunachal Pradesh
Itanagar - 791 111

Shri Tarun Kumar Gogoi
Chief Minister
Government of Assam
Janta Bhawan, Dispur, Guwahati 781006

Shri Nitish Kumar
Chief Minister
Government of Bihar
1, Anne Marg
Patna, Bihar 800015

Dr. Raman Singh
Chief Minister
Government of Chhattisgarh
Chief Minister Niwas, Raipur 492001

Shri Digambar V. Kamat
Chief Minister
Government of Goa
Sanrit Apartments, 1st Floor, Near Masjid
Malbhat, Margao-Goa-403 601

Shri Narendra Modi
Chief Minister
Government of Gujarat
Chief Minister Niwas, Sector-20
Gandhinagar. 382010

Shri Bhupinder Singh Hooda
Chief Minister
Government of Haryana
Room No.45, 4th Floor, Civil Sectt.
Chandigarh. 160001

Prof. Prem Kumar Dhumal
Chief Minister
Government of Himachal Pradesh
Himachal Pradesh Secretariat
Shimla 171002

10 **Shri Omar Abdullah**
Chief Minister
Government of Jammu & Kashmir
Civil Secretariat, Jammu

11 **Shri Arjun Munda**
Chief Minister
Government of Jharkhand
Chief Minister's Secretariat Jharkhand,
Ranchi

12 **Shri D.V. Sadananda Gowda**
Chief Minister
Government of Karnataka
Bangalore

13 **Shri Oommen Chandy**
Chief Minister
Government of Kerala
Cliff House, Nathancode
Thiruvananthapuram.

14 **Shri Shivraj Singh Chouhan**
Chief Minister
Government of Madhya Pradesh
Bhopal

15 **Shri Prithviraj Chavan**
Chief Minister
Government of Maharashtra
'Varsha', Malabar Hill, Bhausahed Hiray Marg
Malabar Hills, Mumbai

16 **Shri Okram Ibobi Singh**
Chief Minister
Government of Manipur
Chief Minister's Secretariat
Imphal.

17 **Dr. Mukul Sangma**
Chief Minister
Government of Meghalaya
Jaiaw Main Road
Shillong Meghalaya.

18 **Shri Pu Lalthanhawla**
Chief Minister
Government of Mizoram
A/14, Zarkawt,
Aizawl, Mizoram

Shri Neiphiu Rio
Chief Minister
Government of Nagaland
Chief Minister Niwas, Kohima.

Shri Naveen Patnaik
Chief Minister
Government of Orissa
Naveen Niwas, Aerodrome Gate
PO Bhubneswar – 751 001

Shri Prakash Singh Badal
Chief Minister
Government of Punjab
45, Sector 2
Chandigarh

Shri Ashok Gehlot
Chief Minister
Government of Rajasthan
Secretariat Jaipur, Jaipur

Shri Pawan Chamling
Chief Minister
Government of Sikkim
Chief Minister's Secretariat
Tashilling, Gangtok

Selvi J. Jayalalithaa
Chief Minister
Government of Tamilnadu
Secretariat, Chennai.

Shri Manik Sarkar
Chief Minister
Government of Tripura
Civil Secretariat, Agartala.

Kumari Mayawati
Chief Minister
Government of Uttar Pradesh
5, Kalidas Marg, Lucknow.

Major Gen. (Retd.) Bhuvan Chander Khanduri
Chief Minister
Government of Uttarakhand
Dehradun.

Ms. Mamata Banerjee
Chief Minister
Government of West Bengal
Writers Building, Kolkata

Smt. Sheifa Dikshit
Chief Minister
Union Territory of NCT of Delhi
3, Motilal Nehru Marg, New Delhi

Shri N. Rangasamy
Chief Minister
Government of Union Territory of Puducherry
Puducherry.

Shri Amar Nath
Administrator Union Territory of Lakshwadeep
UT of Lakshadweep
Lakshadweep House, PO Kavaratti

Shri Shivraj V. Patil
Governor, Punjab & Administrator, UT
Raj Bhawan, Chandigarh

Lt. Gen (Retd.) Bhopinder Singh, PVSM, AVSM
Lt. Governor
Andaman & Nicobar Islands
Raj Nivas, Port Blair

Shri Narendra Kumar,
Administrator,
UTs of Daman & Diu and Dadra & Nagar Haveli
Secretariat, Fort Area, Moti Daman,
Daman-396220 (UT of Daman & Diu)

श्री अरुण कुमार मिश्रा, सचिव
ARUN KUMAR MISRA, IAS

फोन : 23061144
फैक्स : 23061501
ईमेल : secretary@up.gov.in



सचिव
श्री अरुण कुमार मिश्रा
भारत सरकार
निर्माण भवन, नई दिल्ली-110108
SECRETARY
GOVERNMENT OF INDIA
MINISTRY OF HOUSING
& URBAN POVERTY ALLEVIATION
NIRMAN BHAWAN, NEW DELHI-110108

D.O. No. E-14015/1/2011-USD

February 29, 2012

Dear {As per list}

As you are kindly aware, Government of India had comprehensively revised the National Policy on Urban Street Vendors formulated in the year 2004 and came up with revised National Policy in 2009. This Policy aims at promoting a congenial environment to the urban street vendors to carry out their activities smoothly and provide mechanism for regulation of such activities in consonance with public interest. The revised Policy also underscored the need for a legislative framework to enable street vendors to pursue an honest living without harassment from any quarter. Accordingly, we had drafted a Model Street Vendors (Protection of Livelihood and Regulation of Street Vending) Bill, 2009 and circulated to all States/UTs, requesting them to take a cue while legislating on the subject.

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4. In this context, we had recently organized a one day National Consultation on Central Law on Street Vending to evolve an effective and practical Central legislation for protection of livelihood rights and social security of street vendors. The Consultation was attended by a large number of participants including Members of National Advisory Council, State Ministers, State Secretaries, Urban Local Bodies, representatives from Central Ministries, experts, NGOs and a large number of representatives from the Street Vendors' Associations and street vendors themselves. All present underscored the need for a Central Law on Street vending.

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With regards,

Yours sincerely,



(Arun Kumar Misra)

Encl: As above.

(As per list)
To all CS of State/UTs

Issued
10/3/12

D.O. letter No. E-14015/1/2011-USD dated February 29, 2012 sent to following CS of States/UTs re revised National Policy on Urban Street Vendors

1. Shri Pankaj Dwivedi, Chief Secretary, Government of Andhra Pradesh, Secretariat Building, Hyderabad-500 001.
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6. Shri Sanjay Kumar Srivastava, Chief Secretary, Government of Goa, Secretariat, Panaji, Goa-403001.
7. Shri Achal Kumar Joti, Chief Secretary, Government of Gujarat, New Sachivalaya Complex, Gandhinagar-382 010.
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9. Ms. Rajwant Sandhu, Chief Secretary, Government of Himachal Pradesh, Secretariat, Shimla-171 001.
10. Shri Madav Lal, Chief Secretary, Government of Jammu & Kashmir, Secretariat, Jammu.
11. Shri S.K. Chaudhary, Chief Secretary, Government of Jharkhand, Secretariat, Ranchi - 834 001.
12. Shri S.V. Ranganath, Chief Secretary, Government of Karnataka, Vidhana Soudha, Bangalore-560 001.
13. Dr. P. Prabakaran, Chief Secretary, Government of Kerala, Secretariat, Thiruvananthapuram.
14. Shri Avani Vaish, Chief Secretary Government of Madhya Pradesh, Vallabh Bhavan, Bhopal-462 004.
15. Shri R.Y. Gaikwad, Chief Secretary, Government of Maharashtra, Mantralaya, Mumbai.
16. Shri D.S. Poonia, Chief Secretary, Government of Manipur, Secretariat, Imphal-795001.
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18. Shri Vanhela Pachuau, Chief Secretary, Government of Mizoram, Civil Secretariat, Aizwal -796001.
19. Shri Lalthara, Chief Secretary, Government of Nagaland, Secretariat, Kohima- 797001.
20. Shri P.K. Tripathi, Chief Secretary, Govt. of NCT of Delhi, New Secretariat Building, I.P. Estate, New Delhi-1 10 002.
21. Shri B.K. Patnaik, Chief Secretary, Government of Orissa, Secretariat, Bhubaneshwar-751001.
22. Smt. M. Sathiyavathy, Chief Secretary, Govt. of Puducherry, CS, Goubert Avenue, Puducherry-605 001.
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श्री अरुण कुमार मिश्रा, आई.एस.
ARUN KUMAR MISRA, I.A.S.

फोन: 20061144
फैक्स: 20061001
ईमेल: aruny@nic.gov.in



सचिव
भारत सरकार
वासत और शहरी गरीबी उन्मुक्तता
निर्माण भवन, नई दिल्ली-110103
SECRETARY
GOVERNMENT OF INDIA
MINISTRY OF HOUSING
& URBAN POVERTY ALLEVIATION
NIRMAN BHAWAN, NEW DELHI-110103

D.O. No. E-14015/1/2011-USD

February 29, 2012

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THE STREET VENDORS (PROTECTION OF
LIVELIHOOD AND REGULATION OF STREET
VENDING) BILL, 2012

A
BILL

to protect the rights of urban street vendors and to regulate street vending activities and for matters connected therewith or incidental thereto.

BE it enacted by Parliament in the Sixty-third Year of the Republic of India as follows:-

CHAPTER I
PRELIMINARY

1. (1) This Act may be called the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2012.

(2) It extends to the whole of India.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint; and different dates may be appointed for different States and any reference in any provision to the commencement of this Act shall be construed in relation to any State as a reference to the coming into force of that provision in that State.

(4) The provisions of this Act shall not apply to any land, premises and trains owned and controlled by the Railways under the Railway Act, 1989.

Short title, Extent
and
Commencement.

2. (1) In this Act, unless the context otherwise requires,-
- (a) "appropriate Government" means,-
 - (i) in relation to the lands owned or controlled by the Central Government, the Central Government;
 - (ii) in relation to the lands owned or controlled by the State Government, the State Government;
 - (iii) in relation to lands owned or controlled by the Union Territory Administration, the Union Territory Administration;
 - (b) "holding capacity" means the maximum number of street vendors who can be accommodated in any vending zone;
 - (c) "local authority" means a Municipal Corporation or a Municipal Council or a Nagar Panchayat, by whatever name called, or the Cantonment Board, or as the case may be, a civil area committee appointed under section 47 of the Cantonment Act, 2006 or such other body legally entitled to function as a local authority in any city or town to provide civic services and regulate street vending and includes the "planning authority" which regulates the land use in that city or town;
 - (d) "mobile vendors" means street vendors who carry out vending activities by moving from one place to another place vending their goods and services;
 - (e) "natural market" means a market where sellers and buyers have traditionally congregated for more than a specified period for the sale and purchase of specific products or services and has been determined as such by the local authority;
 - (f) "notification" means a notification published in the Official Gazette **and the term "notify" shall be construed accordingly;**
 - (g) "peripatetic vendors" means street vendors who carry out vending activities on foot to sell their goods and services;
 - (h) "planning authority" means an Urban Development Authority or any other authority in any city or town designated by the appropriate Government as responsible for regulating the land use by defining the precise extent of areas for any particular activity in the master plan or development plan or zonal plan or layout plan or any other spatial plan which is legally enforceable under the applicable Town and Country Planning Act or the Urban Development Act or the Municipal Act;
 - (j) "prescribed" means prescribed by rules made under this

Act by the appropriate Government;

(j) "Schedule" means the Schedule annexed to this Act;

(k) "scheme" means a scheme framed by the appropriate Government under section 22;

(l) "State Nodal Officer" means an officer designated by the State Government to co-ordinate all matters relating to urban street vending in the State;

(m) "stationary vendors" means street vendors who carry out vending activities on regular basis at a specific location;

(n) "street vendor" means a person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, side walk, footpath, pavement, public park or any other public place or private area or from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words "street vending" with their grammatical variations and cognate expressions, shall be construed accordingly;

(o) "Town Vending Committee" means the body constituted by the appropriate Government under section 23;

(p) "vending zone" means an area or a place or a location designated as such by the planning authority for the specific use by street vendors for street vending and includes footpath, side walk, pavement, embankment, portions of a street, waiting area for public or any such place considered suitable for vending activities and providing services to the general public.

(2) Any reference in this Act to any enactment or any provision thereof, shall, in relation to an area in which such enactment or such provision is not in force be construed as a reference to the corresponding law, if any in force in that area.

CHAPTER II

REGISTRATION OF STREET VENDORS

Persons not to engage in street vending without obtaining a certificate of registration.

3. No person shall carry on or commence the business of street vending unless he holds a certificate of registration issued under this Act:

Provided that the person carrying on the business of street vending immediately before the commencement of this Act may continue to do so for a period of two years from the date of such commencement.

Application for registration.	<p>4. (1) Every person who has completed the age of 14 years and intends to do street vending shall make an application for registration as street vendor to the Town Vending Committee.</p> <p>(2) Every application under sub-section (1) shall be made in such form and manner and accompanied by such fees and documents as may be specified in the scheme.</p>	
Registration of Street Vendors.	<p>5. (1) The registration of all street vendors who make application under section 4 shall be made by the Town Vending Committee within such period, and in such manner, as may be specified in the scheme.</p>	
	<p>(2) The Town Vending Committee shall not summarily reject any application without giving the applicant an opportunity to rectify deficiencies, if any, and affording him an opportunity of hearing.</p>	
	<p>(3) Where, on the completion of the period specified under sub-section (1), if the applicant does not receive any response about the deficiencies in his application or the rejection of his application, he shall be deemed to have been registered.</p>	
Grant of certificate of registration.	<p>6. (1) If the Town Vending Committee or the officer authorized by the Town Vending Committee, as the case may be, is satisfied that the application is in compliance with the provisions of this Act and the rules or schemes made thereunder, he shall grant the certificate of registration to the applicant under any of the following categories, namely:</p> <ul style="list-style-type: none"> (a) a stationary vendor; (b) a peripatetic vendor; (c) a mobile vendor; or (d) any other category as may be prescribed: 	
	<p>Provided that any person who has been granted a certificate of registration before the commencement of this Act as a street vendor (whether as a stationary vendor, peripatetic vendor, mobile vendor or any other category) shall be deemed to be registered as a street vendor for the category for which he had been registered earlier before such commencement as a street vendor under this Act.</p>	
	<p>(2) The certificate of registration granted to the street vendor shall specify the vending zone where he shall carry on his vending activities, the time limit for carrying on such vending activities and the conditions and restrictions, as may be as specified in the scheme, subject to which he shall carry on such vending activities.</p>	

	(3) Upon registration, every street vendor shall be issued identity cards in such form and manner as may be specified in the scheme.	
Criteria for granting certificate of registration.	7. The criteria to be followed by the Town Vending Committee for granting certificate of registration to a street vendor shall be as specified in the scheme, which may, apart from other things, provide for preference to the Scheduled Castes, the Scheduled Tribes, women and physically disabled persons.	
Registration fee.	8. Every street vendor who has been registered as street vendor shall pay such registration fees as may be specified in the scheme.	
Validity and Renewal of certificate of registration.	9. (1) Every certificate of registration shall be valid for a period as may be specified in the scheme. (2) Every certificate of registration shall be renewable for a period in such manner and on payment of such fee as may be specified in the scheme.	
Cancellation or suspension of registration.	10. (1) Where any street vendor who has been registered under this Act commits breach of any of the conditions thereof or any other terms and conditions specified for the purpose of regulating street vending under this Act or any rules or schemes made thereunder, or where the Town Vending Committee is satisfied that such registration has been secured by the street vendor through misrepresentation or fraud, the Town Vending Committee may, without prejudice to any other fine which may have been incurred by the street vendor under this Act, cancel the registration or suspend the same for such period as it thinks fit:	
	Provided that no such cancellation or suspension shall be made by the Town Vending Committee unless an opportunity of hearing has been given to the street vendor.	
Appeal from decision of Town Vending Committee.	11. (1) Any person who is aggrieved by the decision of the town vending committee may prefer an appeal to the local authority in such form, within such period, and in such manner, as may be specified in the scheme.	
	(2) No appeal shall be disposed of by the local authority unless the appellant has been given an opportunity of hearing.	
	CHAPTER III RIGHTS AND OBLIGATIONS OF STREET VENDORS	
Right of street vendor.	12. Every street vendor shall have right to carry on the business	

	of street vending activities in the vending zones allotted to him in accordance with the terms and conditions mentioned in the certificate of registration and the scheme framed by the appropriate Government.	
Right of street vendor for a new site.	13. Every street vendor in the case of his relocation shall be entitled for a new site suitable for his vending business.	
Right of street vendor to reclaim his goods.	14. Every street vendor shall be entitled to reclaim his goods which had been confiscated after payment of such sum or fee as may be determined by the Town Vending Committee.	
Duty of street vendors.	15. Where a street vendor occupies space on a time sharing basis, his vending activity shall be regulated by the local authority in such manner so as to ensure that he removes wares every day at the end of the time-sharing period allowed to him.	
Maintenance of cleanliness and public hygiene.	16. Every street vendor shall maintain cleanliness and public hygiene in the vending zones and the adjoining areas.	
Maintenance of civic amenities in vending zone in good condition.	17. Every street vendor shall maintain civic amenities and public property in the vending zone in good condition and not damage or destroy or cause any damage or destruction to the same.	
Payment of maintenance charges.	18. Every street vendor shall regularly pay monthly maintenance charges for the civic amenities and facilities provided in the vending zones.	
	CHAPTER IV EVICTON OF STREET VENDORS, THEIR RELOCATION AND PROCEDURE FOR CONFISCATION OF GOODS	
Eviction of street vendors.	<p>19. (1) No street vendor shall be evicted or relocated by the local authority from the site allotted to him unless he has been given seven days notice for the same.</p> <p>(2) A street vendor shall be evicted or relocated by the local authority when it has become necessary on account of public obstruction of street or a side walk being caused by the street vendors or consistently failed to comply with the obligations as mentioned in the Act.</p> <p>(3) Every street vendor who fails to vacate or relocate his site after the expiry of the period of notice issued under sub-section (1), shall be liable to such penalty, as may be determined by the Local Authority.</p> <p>(4) A street vendor shall be evicted by the local authority</p>	

	<p>physically, only after he had failed to vacate the site after the expiry of notice under sub-section (1).</p> <p>(5) Where any space has been earmarked as no-vending zone, a street vendor shall not be allowed to carry out street vending in that zone.</p>	
	<p>CHAPTER V</p> <p>DISPUTE REDRESSAL MECHANISM</p>	
Redressal of grievances or resolution of disputes of street vendors by Town Vending Committee.	<p>20. (1) The town vending committee shall, for the purpose of disposing of application received under sub-section (2), constitute a permanent sub-committee consisting of a retired sub-judge or magistrate of second class or an executive magistrate and such other persons having experience in the natural market and street vending activities.</p> <p>(2) Every street vendor who has a grievance or dispute may make an application in writing to the town vending committee or the sub-committee constituted under sub-section (1), as the case may be, in such form and in such manner as may be specified in the scheme.</p> <p>(3) On receipt of grievance or dispute under subsection (1), the town vending committee or the sub-committee constituted under sub-section (1), as the case may be, shall, after verification and enquiry in the manner as may be prescribed, take steps for redressal of such grievance or for resolution of such dispute, within such time and in such manner as may be specified in the scheme.</p>	
	<p>CHAPTER VI</p> <p>PLAN FOR STREET VENDING</p>	
Preparation of street vending plan.	<p>21. (1) Every Local Authority shall, in consultation with the Planning Authority of a State, once in every five years, make out a plan to promote a supportive environment for the vast mass of urban street vendors to carry out their vocation, which shall provide for matters contained in the First Schedule.</p> <p>(2) The street vending plans prepared by the planning shall be submitted to the appropriate Government and the appropriate Government shall determine the planning norms for street vendors and notify the street vending plan so submitted.</p>	
	<p>CHAPTER VII</p> <p>SCHEME FOR STREET VENDING</p>	

Scheme for street Vendors.	<p>22. (1) For the purposes of this Act, the appropriate Government shall frame, by notification, a scheme which may specify all or any of the matters provided in the Second Schedule.</p> <p>(2) A summary of the scheme notified by the appropriate Government under sub-section (1) shall be, published by the local authority in at least two local news papers in such manner as may be prescribed.</p>	
	<p>CHAPTER VIII</p> <p>TOWN VENDING COMMITTEE</p>	
Town Vending Committee	<p>23. (1) The appropriate Government may, by rules made in this behalf, provide for the term and the manner of constituting a Town Vending Committee in each local authority.</p> <p>(2) Each Town Vending Committee shall consist of:</p> <p>(a) a Municipal Commissioner or the Chief Executive Officer, as the case may be, who shall be the Chairperson; and</p> <p>(b) such number of other members as may be prescribed, to be nominated by the appropriate Government, representing the local authority, the planning authority, traffic police, local police, association of street vendors, market associations, traders associations, resident welfare associations, banks and such other interests as it deems proper:</p> <p>Provided that the number of members nominated to represent the street vendors shall not be less than forty percent. Of the total number of such members one-third of such members shall be from amongst women vendors:</p> <p>Provided further that reasonable representation shall also be given to persons who are physically challenged, Scheduled Caste or Scheduled Tribe.</p> <p>(3) The Chairperson and the members nominated under sub-section (2) shall receive such allowances as may be prescribed by the appropriate Government.</p>	
Meetings of Town Vending Committee.	<p>24. The town vending committee shall meet at such times and places within the jurisdiction of the local authority and shall observe such rules of procedure in regard to the transaction of business at its meetings, and in discharge of its functions, as may be prescribed.</p>	

Temporary association of persons with Town Vending Committee for particular purposes.	25. The Town Vending Committee may associate with itself, in such manner and for such purposes as may be prescribed, any person whose assistance or advice it may desire in carrying out any of the provisions of this Act, and the persons so associated shall be paid such allowances as may be prescribed.	
Office space and other employees for Town Vending Committee.	26. The Local Authority shall provide the Town Vending Committee with appropriate office space and such employees as may be prescribed.	
Constitution of ward vending committees.	27. The Town Vending Committee may, in such manner and for such purposes, constitute such number of ward vending committees as may be prescribed.	
Publication of street vendor's charter and data-base.	28. (1) Every Town Vending Committee shall publish on website and in the local newspaper street vendor's charter specifying therein the time within which the certificate of registration shall be granted to a street vendor and the time within which such registration shall be renewed and other activities to be performed within the time limit specified therein. (2) Every Town Vending Committee shall maintain upto date record of all the street vendors containing the name of the street vendor, the stall allotted to him, nature of business, category of street vending (whether permanent or mobile) and such other particulars which may be relevant to the street vendors and display such record on website as may be prescribed.	
	CHAPTER IX DUTIES OF LOCAL AUTHORITY	
Duties of local authority.	29. Notwithstanding anything contained in any other law for the time being in force, the local authority shall carry out such duties under the provisions of this Act as are provided in the Third Schedule.	
	CHAPTER X PREVENTION OF HARASSMENT OF STREET VENDORS	
Prevention of harassment by police and other authorities.	30. No street vendor who carries on the street vending activities in accordance with the terms and conditions of his certificate of registration shall be prevented from exercising such rights by any person or police or any other authority exercising powers under any other law for the time being in force.	
	CHAPTER XI PENAL PROVISIONS	

Penalty for contraventions.	<p>31. If any street vendor -</p> <ul style="list-style-type: none"> (a) indulges in vending zones without registration; (b) vends beyond the designated vending zones or specified timings; (c) contravenes the terms of registration; or (d) contravenes any other terms and conditions specified for the purpose of regulating street vending under this Act or any rules or schemes made thereunder, <p>he shall be liable to a penalty as may be determined by the local authority.</p>	
	<p>CHAPTER XII</p> <p>MISCELLANEOUS</p>	
Provisions of this Act, not to be construed as conferring ownership rights, etc.	<p>32. (1) Nothing contained in this Act shall be construed as conferring upon a mobile vendor or stationery vendor or street vendor any temporary, permanent or perpetual right of carrying out vending activities in the vending zones allotted to him or in respect of any place on which he carries on such vending activity.</p>	
	<p>(2) Nothing contained in sub-section (1) shall apply to any stationery vendor, if a temporary leasehold or ownership right has been conferred on him by a lease deed or otherwise, in respect of a place at specific location where he carries on such vending activity in accordance with the provisions under any law for time being in force for carrying out such vending activity.</p>	
Returns.	<p>33. Every Town Vending Committee shall furnish, from time to time, to the appropriate Government and the local authority such returns as may be prescribed.</p>	
Promotional Measures.	<p>34. The appropriate Government may, in consultation with the Town Vending Committee, local authority, planning authority and street vendors associations or unions, undertake promotional measures of making available credit, insurance and other welfare schemes of social security for the street vendors.</p>	
Research, Training and Awareness.	<p>35. The appropriate Government may, to the extent of availability of financial and other resources,</p> <ul style="list-style-type: none"> (a) develop and organise capacity building programmes for street vendors and on how to exercise the rights contemplated under this Act; (b) undertake research, education and training programmes to advance knowledge and understanding of the role of the informal sector in the economy, in general and the street 	

	vendors, in particular and to raise awareness among the public through Town Vending Committee.	
Act to have overriding effect.	36. The provisions of this Act shall have effect notwithstanding anything inconsistent therein contained in any other law for the time being in force or in any instrument having effect by virtue of any law other than this Act.	
Power to make bye-laws.	37. Subject to the provisions of this Act or any rules or scheme made there under, the local authority may make bye-laws to provide for all or any of the following matters, namely: <ul style="list-style-type: none"> (a) the regulation and manner of vending in restriction-free-vending zones, restricted-vending zones and designated vending zones; (b) determination of penalty under sub-section (3) of section 19 and section 32; (c) the regulation of the collection of taxes and fees in the vending zones; (d) regulation of traffic in the vending zones; (e) the regulation of the quality of products and services provided to the public in vending zones and maintenance of public health, hygiene and safety standards; (f) the regulation of civic services in the vending zones; and (g) the regulation of such other matters in the vending zones as may be necessary. 	
Powers to Delegate.	38. The appropriate Government may, by general or special order in writing, delegate such of its powers and functions under this Act (excluding the power to frame scheme under section 22 and power to make rules under section 40), as it may deem necessary, to the local authority or the Town Vending Committee or any other officer, subject to such conditions, if any, as may be specified in that order.	
Power to amend Schedules.	39. (1) If the Central Government is satisfied that it is necessary or expedient so to do, it may, by notification, amend the Schedules and thereupon the First Schedule or the Second Schedule or the Third Schedule, as the case may be, shall be deemed to have been amended accordingly. <p>(2) A copy of every notification issued under sub-section (1), shall be laid before each House of Parliament as soon as may be after it is issued.</p>	
Power of Central Government to	40. The Central Government may give such directions as it may consider necessary to the State Government or the Union	

give directions.	Territory, as the case may be, for the effective implementation of the provisions of this Act.	
Power to make Rules.	<p>41. (1) The appropriate Government may, by notification, make rules for carrying out the provisions of this Act.</p> <p>(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:</p> <ul style="list-style-type: none"> (a) the categories under which the certificate of registration may be granted to street vendors under clause (d) of sub-section (1) of section 6; (b) the manner of verification and enquiry on receipt of grievance or dispute under sub-section (3) of section 20; (c) the manner of publishing summary of scheme under sub-section (2) of section 22; (d) the term and the manner of constituting the Town Vending Committee under sub-section (1) of section 23; (e) the number of other members under clause (b) of sub-section (2) of section 23; (f) the allowances to Chairperson and members under sub-section (3) of section 23; (g) the time and place for meeting, procedure for transaction of business at meetings and functions to be discharged under section 24; (h) the manner and purpose for which a person may be associated the allowances to be paid to an associated person under section 25; (i) the other employees of Town Vending Committee under section 26; (j) the manner, the purposes for which, and the number of ward vending committees to be constituted under section 27; (k) the manner of display of upto date record of all street vendors on website as under sub-section (2) of section 28; (l) the returns to be furnished under section 33; <p>(3) Every rule, and scheme made under this Act shall be laid, as soon as may be after it is made, before the House of Parliament/State Legislature, as the case may be, while it is in session, for total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or scheme or both Houses agree that the rule or scheme should not be made, the rule or scheme shall thereafter have effect only in such modified form or be of no</p>	

give directions.	Territory, as the case may be, for the effective implementation of the provisions of this Act.
Power to make Rules.	<p>41. (1) The appropriate Government may, by notification, make rules for carrying out the provisions of this Act.</p> <p>(2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:</p> <ul style="list-style-type: none"> (a) the categories under which the certificate of registration may be granted to street vendors under clause (d) of sub-section (1) of section 6; (b) the manner of verification and enquiry on receipt of grievance or dispute under sub-section (3) of section 20; (c) the manner of publishing summary of scheme under sub-section (2) of section 22; (d) the term and the manner of constituting the Town Vending Committee under sub-section (1) of section 23; (e) the number of other members under clause (b) of sub-section (2) of section 23; (f) the allowances to Chairperson and members under sub-section (3) of section 23; (g) the time and place for meeting, procedure for transaction of business at meetings and functions to be discharged under section 24; (h) the manner and purpose for which a person may be associated the allowances to be paid to an associated person under section 25; (i) the other employees of Town Vending Committee under section 26; (j) the manner, the purposes for which, and the number of ward vending committees to be constituted under section 27; (k) the manner of display of upto date record of all street vendors on website as under sub-section (2) of section 28; (l) the returns to be furnished under section 33; <p>(3) Every rule, and scheme made under this Act shall be laid, as soon as may be after it is made, before the House of Parliament/State Legislature, as the case may be, while it is in session, for total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or scheme or both Houses agree that the rule or scheme should not be made, the rule or scheme shall thereafter have effect only in such modified form or be of no</p>

	<p>effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule or scheme.</p>	
<p>Power to remove difficulties.</p>	<p>42. (1) If any difficulty arises in giving effect to the provisions of this Act, the Central Government may, by order published in the Official Gazette, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty:</p> <p>Provided that no order shall be made under this section after expiry of three years from the commencement of this Act.</p> <p>(2) Every order made under this section shall, as soon as may be after it is made, be laid before each House of Parliament.</p>	

First Schedule
[See section 21]
Street Vending Plan

(1) The plan shall,-

- (a) ensure that urban street vending activities do not lead to overcrowding and unsanitary conditions of public spaces and streets and not impede the movement of the general public;
- (b) take into account existing natural markets;
- (c) take into account the civic facilities for appropriate use of identified spaces as vending zones;
- (d) promote convenient, efficient and cost effective distribution of goods and provision of services;
- (e) such other matters as may be specified in the scheme to give effect to the street vending plan.

(2) The plan shall contain all of the following matters, namely:-

- (a) determination of spatial planning norms for street vending;
- (b) earmarking of space for vending zones;
- (c) determination of vending zones as restriction- free-vending zones, restricted-vending zones and no-vending zones;
- (d) making of spatial plans conducive and adequate for the prevalent number of street vendors in that city or town and also for the future growth, by adopting such norms as may be necessary;
- (e) consequential changes needed in the existing master plan, development plan, zonal plan, layout, plan and any other plan for accommodating street vendors in the designated vending zones.

Second Schedule

[See section 22]

Matters to be provided in the Scheme for Street Vendors framed by the appropriate Government

- (a) the manner of registration of street vendors and the period within which such registration is to be made;
- (b) the form, manner and criteria for grant or renewal of the certificate of registration to street vendors, the registration fee and renewal thereof;
- (c) the form, manner and criteria for suspension or cancellation of the certificate of registration to street vendors and fines for contravention of the terms and conditions and other provisions of this Act;
- (d) the form and manner of issue of identity cards to street vendors;
- (e) the time and manner for application and redressal of grievances of disputes of street vendors;
- (f) the form and manner of filing appeals to, and procedure for disposal of appeals by, the local authority in respect of registration of street vendors;
- (g) the principles for determination of vending zones as restriction-free-vending zones, restricted-vending zones and no-vending zones;
- (h) the conditions under which private places may be designated as restriction-free-vending zones; restricted-vending zones and no-vending zones;
- (i) the principles for determining holding capacity of vending zones and the manner of undertaking comprehensive digitalized census and survey;
- (j) the terms and conditions for street vending including norms to be observed for up keeping public health and hygiene;
- (k) the designation of State Nodal Officer for co-ordination of all matters relating to street vending at the state level;
- (l) the manner of maintenance of proper records and other documents by the Town Vending Committee, local authority, planning authority and State Nodal Officer in respect of street vendors;
- (m) the manner of giving notice to, and eviction of, street vendors; impounding, destruction or seizure of stalls, goods and equipments and relocation of, evicted street vendors;
- (n) any other matter which may be considered by the appropriate Government as proper for including in the scheme.

Third Schedule

[See section 29]

Duties of Local Authority

- (a) overall supervision and monitoring of the scheme for street vendors;
- (b) monitoring effective functioning of the Town Vending Committee;
- (c) deciding appeals in respect of registration of street vendors in the manner specified in the scheme;
- (d) providing, in consultation with the Town Vending Committee civic services;
- (e) determining in consultation with the Town Vending Committee, the manner of collecting, through banks, counters of local authority and counters of Town Vending Committee, fee for registration, use of parking space for mobile stalls and availing of civic services;
- (f) undertake in consultation with the Town Vending Committee, comprehensive digitalized photo census and survey of the existing number of street vendors with the assistance of such experts and in such manner as may be specified in the scheme, for the purpose of accommodating street vendors within the holding capacity of the vending zones.

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further action,
if any.
2/12

State
20 DEC 2010

GOVERNMENT OF WEST BENGAL
MUNICIPAL AFFAIRS DEPARTMENT
BLOCK - F, 3RD FLOOR,
WRITERS' BUILDINGS, KOLKATA - 700 001.

No. 1002(7)-MA/C-10/3S-45/2006.

Dated, Kolkata the 9th December, 2010.

From : Shri K. C. Mondal,
Special Secretary to the
Government of West Bengal.

- To :
- 1) The Director General of Police, West Bengal.
 - 2) The Commissioner of Police, Kolkata.
 - 3) The Director General,
West Bengal Fire & Emergency Services.
 - 4) The Director of Local Bodies,
"Purta Bhawan", Bidhannagar, Kolkata - 700 091.
 - 5) The Project Director,
CMU, KUSP.
 - 6) The Director,
State Urban Development Agency.
 - 7) The Chief Engineer,
Municipal Engineering Directorate.

Subject :- West Bengal Urban Street Vendor Policy.

Sir / Madam,

I am directed to send herewith 01 (One) copy of the final West Bengal Urban Street Vendor Policy for perusal and taking necessary action please.

Yours faithfully,

K. Mondal 9/12/10
Special Secretary to the
Government of West Bengal.