



TAMIL NADU GOVERNMENT GAZETTE

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NOTIFICATIONS BY GOVERNMENT

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NOTIFICATIONS BY GOVERNMENT

CO-OPERATION, FOOD AND CONSUMER PROTECTION DEPARTMENT

Amendments to the Tamil Nadu Consumer Protection Rules, 1988

[G.O. Ms. No. 167, Co-operation, Food and Consumer Protection (H2), 27th October 2009.

ஐப்பசி 10, திருவள்ளூர் ஆண்டு-2040.]

No. SRO A-41/2009.—In exercise of the powers conferred by sub-section (2) of Section 30 of the Consumer Protection Act, 1986 (Central Act 68 of 1986), the Governor of Tamil Nadu hereby makes the following amendments to the Tamil Nadu Consumer Protection Rules, 1988:—

AMENDMENTS

In the said Rules,—

1. in rule 2, —

(1) after clause (c), the following clause shall be inserted, namely:—

“(cc) “District Council” means the District Consumer Protection Council established for a district under sub-section (1) of Section 8A of the Act;”;

(2) after clause (i), the following clause shall be inserted, namely:—

“(ii) “State Council” means the Consumer Protection Council for the State of Tamil Nadu established under sub-section (1) of Section 7 of the Act;”;

2. after rule 9, the following rules shall be added, namely:—

“10. Composition official and non-official members of the State Council under clause (b) of sub-section (2) of Section 7,—

(1) The State Council shall consist of the following official members and non-official members under clause (b) of sub-section (2) of Section 7, namely:—

(a) Official Members:—

- (i) The Secretary to Government, Co-operation, Food and Consumer Protection Department, Chennai-600 009.
- (ii) The Secretary to Government, Health and Family Welfare Department, Chennai-600 009.
- (iii) The Secretary to Government, Transport Department, Chennai-600 009.
- (iv) The Secretary to Government, Industries Department, Chennai-600 009.
- (v) The Secretary to Government, Housing and Urban Development Department, Chennai-600 009.
- (vi) The Secretary to Government, Municipal Administration and Water Supply Department, Chennai-600 009.
- (vii) The Secretary to Government, Higher Education Department, Chennai-600 009.
- (viii) The Secretary to Government, School Education Department, Chennai-600 009.
- (ix) The Commissioner of Civil Supplies and Consumer Protection Department, Chepauk, Chennai-600 005.

(b) Non-Official Members:—

- (i) Fifteen representatives from the Trade Industry and Service Sector nominated by the Chairman.
- (ii) Twenty representatives of Voluntary Consumer Organisations nominated by the Chairman.
- (iii) Two Members of Parliament to be nominated by the State Government.
- (iv) Two Members of Tamil Nadu Legislative Assembly to be nominated by the State Government.
- (v) Two Chairman of District Panchayats to be nominated by the State Government.

(2) The term of office of the non-official members of the State Council shall be for a period of three years.

(3) A non-official member of the State Council may, by writing under his hand and addressed to the Chairman of the State Council, resign from his membership in the State Council. Any vacancy in the case of non-official member caused by resignation or otherwise, shall be filled, from the persons belonging to the same interest to which the member belonged, by the Government of Tamil Nadu and such person shall hold office so long as the member whose place he fills would have held office.

(4) The Government of Tamil Nadu may, after giving reasonable opportunity, remove any non-official member of the State Council at any time. The vacancy so caused shall be filled in as indicated in sub-rule (3).

11. Procedure for meeting of the State Council.—The State Council shall observe the following procedure in regard to the transaction of its business, namely:—

(a) The meeting of the State Council shall be presided over by the Chairman. In the absence of the Chairman, the State Council shall elect a member from among themselves to preside over that meeting of the Council.

(b) Every meeting of the state Council shall be called by giving notice of not less than ten days in writing to every member.

(c) Every notice of a meeting of the State Council shall specify the place, date and hour of the meeting and shall contain the statement of business to be transacted thereat.

(d) No proceedings of the State Council shall be invalid merely by reason of existence of any vacancy in or any defect in the establishment of the Council.

(e) The State Council may require the presence of any officer of the Government of Tamil Nadu or the Central Government at its meeting as special invitee on any subject of importance to consumers.

12. Allowances to Members to attend meetings of the State Council.—The State Consumer Protection Council is classified as First Class Committee. The non-official members of the Committee are permitted to avail the Daily Allowance/ Travelling Allowance for attending the meeting as per the orders issued by the Government in Finance Department then and there. The Members of Parliament and the Members of Legislative Assembly are eligible to draw the Daily Allowance/ Travelling Allowance admissible to them as per the orders issued by the Lok Sabha Secretariat and the Tamil Nadu Legislative Assembly Secretariat for attending the Council meetings.

13. Composition of official and non-official members of the District Council under clause (b) of sub-section (2) of Section 8-A:—(1) The District Council shall consist of the following official and non-official members under clause (b) of sub-section (2) of Section 8-A, namely:—

(a) Official Members:—

<i>Serial Number.</i>	<i>Name of Department.</i>	<i>District other than Chennai.</i>	<i>Chennai District.</i>
1	Revenue Department	District Revenue Officer	--
2	Civil Supplies and Consumer Protection Department	District Supply and Consumer Protection Officer.	Deputy Commissioner and Consumer Protection Officer, (Chennai North and Chennai South).
3	Co-operative Department	Regional Joint Registrar Co-operatives societies	Joint Registrar (Public Distribution system) I and II Chennai.
4	Public Health and Preventive Medicine Department	Deputy Director	Joint Director.
5	Department of Drugs Control	Inspector of Drugs	Joint Director of Drugs Control
6	Department of Medical Services	Deputy Director	Joint Director
7	Department of Legal Metrology	Inspector of Labour	Controller of Legal Metrology
8	Transport Department	Regional Transport Officer	Deputy Commissioner of Transport Department.

<i>Serial Number.</i>	<i>Name of Department.</i>	<i>District other than Chennai.</i>	<i>Chennai District.</i>
9	Industries and Commerce Department	Assistant Director	Joint Director
10	Police Department	Deputy Superintendent of Police	Deputy Commissioner of Police.
11	Municipal Administration Department	Regional Director	Additional Director, Municipal Administration.
12	Town and Country Planning Department	District Assistant Director	Representative of Chennai Metropolitan Development Authority.
13	Town Panchayat	Assistant Director	Joint Director.
14	Corporation/Municipality	Corporation/Municipality Health Officer	Chennai Corporation Health Officer.
15	Tamil Nadu Electricity Board	Superintending Engineer	Chief Engineer, Tamil Nadu Electricity Board.
16	Tamil Nadu Water Supply and Drainage Board	Superintending Engineer	Chief Engineer, Chennai Metropolitan Water Supply and Drainage Board.
17	Transport Corporation	Regional/Branch Manager, Tamil Nadu Government Transport Corporation	Managing Director, Chennai Metropolitan Transport Corporation.
18	Oil Corporation	Regional Managers, Indian/Hindustan/Bharat Oil Corporation	Chief Regional Managers, Indian/Hindustan/Bharat Oil Corporation.
19	Bharat Sanchar Nigam Limited	District Manager	Assistant General Manager (Public Grievances).
20	Railways	Regional Manager	Joint Director (Public Grievances).
21	Bureau of Indian Standard	Regional Director	Deputy Chief Director.

(b) Non-Official Members:—

<i>Serial Number.</i>	<i>District other than Chennai.</i>	<i>Chennai District.</i>
1	Members of Parliament and Members of Tamil Nadu Legislative Assembly of the District.	Member of Parliament and Members of Tamil Nadu Legislative Assembly of the District.
2	Two representatives of Traders Association nominated by the Chairman.	Two representatives of Traders Association nominated by the Chairman.
3	Four representatives of registered Voluntary Consumer Organisation nominated by the Chairman.	Four representatives of registered Voluntary Consumer Organisation nominated by the Chairman.
4	Four representatives from the leaders of the Self Help Group Blocks Federation nominated by the Chairman	—

(2) The term of office of the non-official members of the District Council shall be for a period of three years.

(3) A non-official member of the District Council may, by writing under his hand and addressed to the Chairman of the District Council, resign from his membership in the District Council. Any vacancy in the case of non-official members caused by resignation or otherwise, shall be filled from the persons belonging to the same interests to which the member belonged and such person shall hold office so long as the member whose place he fills would have held office.

(4) The Government of Tamil Nadu may, after giving reasonable opportunity, remove any non-official member of the District Council at any time. The vacancy so created shall be filled in as indicated in sub-rule(3).

14. Procedure for meeting of the District Council.—The District Council shall observe the following procedure in regard to the transaction of its business, namely—

(a) The meeting of the District Council shall be presided over by the Chairman. In the absence of the Chairman, the District Council shall elect a member from among themselves to preside over that meeting.

(b) Every meeting of the District Council shall be called by giving notice of not less than ten days in writing to every member.

(c) Every notice of a meeting of the District Council shall specify the place, date and hour of the meeting and shall contain the statement of business to be transacted thereat.

(d) No proceedings of the District Council shall be invalid merely by reason of existence of any vacancy in or any defect in the establishment of the District Council.

(e) The District Council may also request the presence of any other district level officer as a special invitee at any meeting of the District Council based on the issue of importance to consumers from time to time.

15. Allowances to members to attend meetings of District Council.—The District Consumer Protection Council is classified as Second Class Committee. The non-official members of the Committee are permitted to avail the Daily Allowance/ Travelling Allowance for attending the meeting as per the orders issued by the Government in Finance Department then and there. The Members of Parliament and the Members of Legislative Assembly are eligible to draw the Daily Allowance/Travelling Allowance admissible to them as per the orders issued by the Lok Sabha Secretariat and the Tamil Nadu Legislative Assembly Secretariat for attending the Council meetings.”.

K. SHANMUGAM,
Principal Secretary to Government.