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GOVERNMENT OF KARNATAKA

NO.FCS 181 EBT 2014

Karnataka Government Secretariat.
Vikasa Soudha,
Bangalore, dated:02.01.2015.

NOTIFICATION

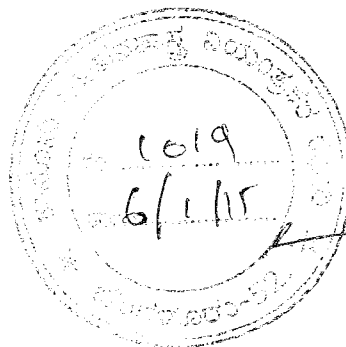
The draft of the following rules further to amend the Karnataka Legal Metrology (Enforcement) Rules, 2011 which the Government of Karnataka proposes to make in exercise of the powers conferred by sub-section (1) of section 53 of the Legal Metrology Act, 2009 (Central Act 1 of 2010) and after consultation with the Central Government, is hereby published as required by sub-section (4) of the said section, for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration after thirty days from the date of its publication in the Official Gazette.

Any objection or suggestion, which may be received by the State Government from any person with respect to the said draft before the expiry of the period specified above, will be considered by the State Government. Objections and suggestions may be addressed to the Additional Chief Secretary to Government, Food, Civil Supplies and Consumer Affairs Department, Government of Karnataka, Vikasa Soudha, Bangalore-560 001.

DRAFT RULES

1. **Title and commencement.**- (1) These rules may be called the Karnataka Legal Metrology (enforcement) (Amendment) Rules, 2014.

(2) They shall come into force from the date of their publication in the Official Gazette.



2. Amendment of rule 2.- In the Karnataka Legal Metrology (enforcement) Rules, 2011(hereinafter referred to as the said rules), in rule 2, in sub-rule (1), after clause (c), the following shall be inserted, namely:-

"(ci) "Repair" means and includes any adjustment, cleaning, lubrication or painting of any weight or measure or rendering any service or replacement of any parts to such a weight or measure to ensure that such weight or measure conforms to the standards established by or under the Act which do not disturb the sealing and stamping of the weighing and measuring system."

3. Amendment of rule 3.- In rule 3 of the said rules,-

(i) in sub-rule (5) the words "one half of licence fee" shall be omitted;

(ii) after sub-rule (12), the following shall be inserted, namely:-

"(13) (i) No weight other than a Bullion Weight as specified in the Legal Metrology (General) Rules, 2011 shall be used in any transaction in bullion trade, diamond, platinum, pearls and the like ornaments and other articles, made of gold or silver or platinum.

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

(iii) Only beam scale of Class A or Class B or a Non-automatic Weighing instrument of High Accuracy Class (Class II) or Special Accuracy Class (Class I) having verification interval of 1 mg or less than 1 mg shall be used in any transaction referred to in sub-rules (1) and (2).

(14) Use of weights only or measures only or number only in certain cases the declaration of quantity in every transaction, dealing or contract, or for protection shall be in terms of the unit of the following, namely:-

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

- (b) Length, if the commodity is sold by linear measure;
- (c) Area, if the commodity is sold by area measure;
- (d) Volume, if the commodity is liquid or is sold by cubic measure;
- (e) Number, if the commodity is sold by number.

4. Amendment of rule 4.- In rule 4 of the said rule, in sub-rule (9), for clause (b), the following shall be substituted, namely:-

“(b) If, at the request of the user of weight or measure, verification is done at any premises other than the office or camp office of the Legal Metrology Officer, an additional fee at the rate of half of the rates in addition to the rates specified in Schedule-IX shall be charged on the user of the weight or measure, to cover the expenses incurred by the Legal Metrology Officer for visiting the premises including the cost of transporting and handling the working standard and other equipment subject to a minimum of rupees one hundred or actual:

Provided that no additional fee shall be charged for verification and stamping of weights and measures in case of,-

- (i) Vehicle tanks for petroleum products and other liquids, Meter for Liquids other than water (Fuel Dispenser, Liquid Petroleum Gas, Milk Dispensers), Compressed Natural Gas Dispensers, Storage tanks and vats, Non-automatic Weighing Instruments like weighbridges, Dormant Platform Machine, crane scale, Automatic Gravimetric Filling Instruments, Automatic Rail-weighbridge, Discontinuous Totalizing Automatic Weighing Instruments, and such other weight or measure which cannot, and shall not be moved from its location;
- (ii) Weight or measure in the premises of manufacturer or dealer of such weight or measure.
- (iii) If a weight or measure is presented to the Legal Metrology Officer for verification after expiry of the validity of stamp, an

additional fee at half of the rate specified in the Schedule-IX shall be payable for every quarter or part thereof.”

5. Substitution of Schedule-IV.- For schedule -IV of the said rules, the following shall be substituted, namely:-

“SCHEDULE-IV

[see rule 3 (4) and (5)]

Government of Karnataka

Office of Controller of Legal Metrology

Licencing and renewal fees for Manufacturers, Repairers of dealer of weights and measures issue of licence/renewal of licence to

Details	fee (Rs.)
1	4
(i) Manufacturers	3,000.00
(ii) Repairers	1,000.00
(iii) Dealers	2,000.00
(iv) Alteration of Licence	200.00
(v) Issue of Duplicate Licence	500.00

6. Substitution of Schedule-IX: For schedule -IX of the said rules, the following shall be substituted, namely:-

“SCHEDULE -IX

[see rule 4 (a), (b) and (d)]

Fee payable for verification and Stamping of Weights and Measures and Weighing and Measuring Instruments

1. (a) Bullion Weights:-

Denomination	fee per piece (Rs.)
10 Kg.	50.00
5 Kg.	40.00
2 Kg.	40.00
1 Kg.	40.00
500 g.	30.00
200 g.	30.00
100 g.	30.00
50 g.	30.00
20 g.	30.00
10 g.	30.00
5g.	30.00
2g.	30.00
1g.	30.00
500mg to 1 mg	20.00

(b) Carat Weights

Denomination	fee per piece (Rs.)
100g (500c)	60.00
40g (200c)	60.00
20g(100c)	60.00
10g (50c)	60.00
4g(20c)	60.00
2(g)	60.00
1g(5c)	60.00
400mg (2c)	60.00
200mg(1c)	60.00
100mg(0.5c)	60.00

40mg(0.02c)	60.00
20mg(0.01c)	60.00
10mg(0.05c)	60.00
4mg(0.02c)	60.00
2mg(0.01c)	60.00
1mg(0.005c)	60.00

(c) Cylindrical knob type weights;

Denomination	fee per piece (Rs.)
10 kg.	60.00
5 kg.	60.00
2 kg.	45.00
1 kg.	30.00
500 g.	15.00
200 g.	15.00
100 g.	15.00
50 g.	15.00
20 g.	15.00
10 g.	15.00
5 g.	15.00
2 g.	15.00
1 g.	15.00

(d) Sheet metal weight (other than Bullion)

Denomination	fee per piece (Rs.)
500 mg.	15.00
200 mg.	15.00
100 mg.	15.00
50 mg.	15.00

20 mg.	15.00
10 mg.	15.00
5 mg.	15.00
2 mg.	15.00
1 mg.	15.00

(e) Iron hexagonal, knob type weights and parallelepiped weights;

Denomination	fee per piece (Rs.)
50 kg	60.00
20 kg	50.00
10 kg	50.00
5 kg	40.00
2 kg	30.00
1 kg	20.00
500 g	10.00
200 g.	10.00
100 g.	10.00
50 g.	10.00
20 g.	10.00
10 g.	10.00
5 g.	10.00
2 g.	10.00
1 g.	10.00

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

Denomination	Fee corresponding to Max permissible relative error 0.5/10000 in Rs.	Fee corresponding to Max permissible relative error 3.3/10000, 1.7/10000 and 1.0/10000 in Rs.

1	4	5
100 kg	150.00	100.00
200 kg	300.00	200.00
500 kg	600.00	400.00
1000 kg	1500.00	1000.00
2000 kg	3000.00	2000.00
5000 kg	5000.00	4000.00

2. Capacity Measures (Including tank lorries, storage tanks and vats.)

Denomination	fee per piece (Rs.)
100 litre and above	Rs. 75.00 for the 1 st 100 litre plus Rs. 15.00 for every additional 100 litre or part thereof subject to maximum of Rs. 5000
50 Litres	100.00
20 Litres	75.00
10 Litres	75.00
5 Litres	50.00
2 Litres	20.00
1 Litres	20.00
500 ml	20.00
200 ml	20.00
100 ml	20.00
50 ml	20.00
20 ml	20.00
10 ml	20.00
5 ml	20.00
2 ml	20.00
1 ml	20.00

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

Denomination	fee per piece (Rs.)
2 m.	20.00
1 m.	20.00
0.5 m.	40.00
1 m. graduated (at every cm)	40.00
0.5 m. graduated (at every cm)	40.00

(b) Fabric Plastic/Woven/Steel tapes.

Accuracy Class	fee Fee per Metre in (Rs.)
Class-I	1.50
Class-II	1.00
Class-III	1.00

(c) Folding Scales

Denomination	fee per piece (Rs.)
1 m.	20.00
0.5 m	20.00

(d) Surveying Chain

Denomination	fee per piece (Rs.)
30 m.	500.00
20 m.	500.00

4. Beam Scale Class A and B

Denomination	fee per piece (Rs.)
200 kg.	800.00
100 kg.	600.00
50 kg.	300.00
20 kg.	300.00
10 kg.	300.00
5 kg.	200.00
2 kg.	200.00
1 kg.	200.00
500g and below	100.00

5. Beam Scales Class C and D :

Denomination	fee per piece (Rs.)
1000 kg.	400.00
500 kg.	400.00
300 kg.	400.00
200 kg.	200.00
100 kg.	200.00
50 kg.	40.00
20 kg.	40.00
10 kg.	40.00
5 kg.	30.00
2 kg.	30.00
1 kg.	30.00
500g and below	20.00

6. Non-Automatic Weighing Instruments-Mechanical (analogue) Class III and IIII

Denomination	fee per piece (Rs.)
400 t	5000.00
300 t	5000.00
200 t	5000.00
150 t	4000.00
100 t	4000.00
80 t	4000.00
60 t	4000.00
50 t	4000.00
40 t	4000.00
30 t	4000.00
25 t	4000.00
20 t	4000.00
15 t	4000.00
10 t	2000.00
5 t	1000.00
3 t	800.00
2 t	800.00
1500 kg	600.00
1000 kg	600.00
500 kg	600.00
300 kg	400.00
250 kg	400.00
200 kg	200.00
150 kg	200.00
100 kg	200.00
50 kg	200.00
30 kg	200.00
25 kg	120.00
20 kg	120.00

15kg	60.00
10 kg	60.00
5 kg	60.00
3 kg	60.00
2 kg	60.00
1 kg	30.00
500 g. and below	30.00

7. Non-Automatic Weighing Instruments- Electronic Class III and IIII

Denomination	fee per piece (Rs.)
400 t	5000.00
300 t	5000.00
200 t	5000.00
150 t	5000.00
100 t	4000.00
80 t	4000.00
60 t	4000.00
50 t	4000.00
40 t	4000.00
30 t	4000.00
25 t	4000.00
20 t	4000.00
15 t	4000.00
10 t	3000.00
5 t	2500.00
3 t	1500.00
2 t	1000.00
1500 kg	1000.00
1000 kg	750.00
500 kg	750.00
300 kg	500.00

250 kg	400.00
200 kg	400.00
150 kg	400.00
100 kg	300.00
50 kg	300.00
30 kg	250.00
25 kg	250.00
20 kg	150.00
10 kg	150.00
5 kg	150.00
3 kg	150.00
2 kg	150.00
1 kg	150.00
500 g. and below	150.00

8(i) Non Automatic Weighing instruments both mechanical and electronics Class I and II.

Denomination	fee per piece (Rs.)
Exceeding 50 t	5000.00
Not exceed 50t but exceed 10 t	4000.00
Not exceed 10 t but exceed 1 t	3000.00
Not exceed 1 t but exceed 50 kg	1500.00
Not exceed 50 kg but exceed 10kg	750.00
Not exceed 10 kg	500.00

8(ii) Automatic Weighing Instrument;

Capacity	fee per piece (Rs.)
Exceeding 100 t	5000.00

Not exceed 100 t but exceed 50 t	4000.00
Not exceed 50t but exceed 10 t	3000.00
Not exceed 10 t but exceed 1 t	2000.00
Not exceed 1 t but exceed 50 kg	1500.00
Not exceed 50 kg but exceed 10 kg	750.00
Not exceed 10 kg	500.00

9. Volumetric measuring instruments;

Capacity	fee per piece
(a) Dispensing pumps each pump	Rs. 1500.00 per unit
(b) Totalizing Counter	Rs. 700.00 per unit

(c) Other instruments

Capacity	fee per piece (Rs.)
Exceeding 100 litre	Rs. 750.00 for the 1 st 100 litres plus Rs. 300 for every additional 100 litres or part there of subject to a maximum of Rs. 5000.00
Not exceeding 100 litre but exceeding 50 litre	750.00
Not exceeding 50 litre but exceeding 20 litre	500.00
Not exceed 20 litre	400.00

10. Measuring systems for liquid other than water (Flow meters)

	fee per piece (Rs.)
Flow rate up to 10	Rs. 1000.00

litre/min	
Above 10 litre/Min up to 100 litre/min	Rs. 3000.00
Above 100 litre/ Min upto 500 litre/ Min	Rs. 4000.00
Above 500 litre/ Min	Rs. 5000.00

11. Linear Measuring Instruments;

	fee per piece (Rs.)
Taxi, Auto rickshaw meters	Rs. 150.00
Other meters	Rs. 75.00 for the 1 st 1000 m. or part there of plus Rs. 5.00 for every additional 100 m. or part there of .

12. Clinical Thermometers Rs. 0.50 per Untit.

Capacity	fee per piece (Rs.)
Clinical Thermometers	Rs. 10.00 per unit.

13. Water Meter

Capacity	fee per piece (Rs.)
Water Meter	Rs. 50.00

14. Peg Measure;

Capacity	fee per piece (Rs.)
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30 ml	50.00
60 ml	50.00
100 ml	50.00

15. CNG Dispensers

Capacity (1)	fee per piece (Rs.)
CNG Dispensers	Rs. 2000.00

16. LPG Dispensers 77

Capacity	fee per piece (Rs.)
LPG Dispensers	Rs. 2000.00

17(1) Counter Machines up to capacity 10 kg

Capacity	fee per piece (Rs.) (3)
(i) Counter Machines up to capacity 10 kg	Rs.30.00
(ii) Counter machines above capacity 10 kg.	Rs. 50.00

6. Substitution of Schedule-X.- For schedule -X of the said rules, the following shall be substituted, namely:-

"SCHEDULE -X

[see rule 7]

Compounding fees for various offences

Sl. No.	Section and nature of offence	Penal Section	Compounding fee
1	a) S. 8(3) Use of weight, measure or numeration other than the Standard weight, measure or numeration b) Hawkers, Sandy merchants, Petty shops.	25	Rs.2500.00 Rs.300.00
2	S. 8(4) Manufacture of weight or measure not conforming to Standards	27	Rs.2000.00
3	S. 10 Transaction or dealing or contract in respect of goods etc, by weight, measure or number other wise than prescribed.	28	Rs.1000.00
4	a) S. 11 Quote or make announcement or issue or exhibit of price list or charging of price other wise than in accordance with standard unit of weight or measure or numeration. b) Retailers	29	Rs.5000.00 Rs.2000.00
5	a) S. 12 Demanding or receiving any articles or thing or service in excess or less than the quantity specified by contract or agreement. b) Hawkers.	30	Rs.1000.00 Rs.500.00
6.	S. 17 Maintenance of records, registers by manufacturer, dealer or repairer and production of weight, measure document, register on demand	31	Rs.500.00
7	a) S.18(1) Compliance of declaration in respect of pre-packaged commodity by manufacturer/dealer b) Retailers who pack for sale by themselves.	36(1)	Rs. 2500.00 Rs.500.00
8	a) S. 18(1) Compliance of net quantity-requirement of pre-packaged commodity by	36(2)	Rs.15000.00

	manufacturer b) Retailers who pack for sale by themselves.		Rs.1000.00
9	S. 23 Manufacturer of weight or measure with out licence	45	Rs.5000.00
10	S.23 Repair sale of weight or measure with out licence	46	Rs.2000.00
11	a) S.24 Use of unverified weight or measure in transaction or protection b) Hawkers, Sandy merchants, Petty shops.	33	Rs.2000.00 Rs.300.00
12	S.33 Sale of weight or measure without verification	33	Rs. 5000.00
13	a) S.34 Sale or delivery of commodities by non-standards weights or measure b) Hawkers, Sandy merchants, Petty shops.	34	Rs. 2500.00 Rs.300.00
14	S.35 Rendering service by non-standard weight or measure	35	Rs.2500.00
15	S.47 Tampering with licence	47	Rs.5000.00
16	S. 53(3) Provision of any rule made under the Act	53(3)	Rs. 500.00

BY ORDER AND IN THE NAME OF THE
GOVERNOR OF KARNATAKA,

K.R. Mallikarjuniah
(K.R.MALLIKARJUNIAH)

Under Secretary to Government,
Food, Civil Supplies & Consumer
Affairs Department.

To

The Compiler, Karnataka Gazettee, Bangalore. for publication in the next Extraordinary Gazette and to supply 500 copies to Food, Civil Supplies and Consumer Affairs Department, Bangalore.

Copy to:

- 1) The Joint Secretary to Government of India, Ministry of Consumer Affairs, Food and Public Distribution, Department of Consumer Affairs, Krishi Bhavan, New Delhi-110 001.
- 2) The Director of Legal Metrology, Government of India, Krishi Bhavan, New Delhi-110 001.
- 3) The Secretary to Government, Parliamentary Affairs & Legislature, Vidhana Soudha, Bangalore-1.

- 4) The Controller of Legal Metrology, Karnataka, No.1, Ali Askar Road, Bangalore-52.
- 5) The Deputy Controllers & Assistant Controllers, Department of Legal Metrology in Karnataka(Through Controller of Legal Metrology Department, Bangalore.
- 6) The Under Secretary to Government, Assistant Solicitor & Ex-Officio, Parliamentary Affairs & Legislature Department, Vidhana Soudha, Bangalore.
- 7) P.S. to Hon'ble Minister for Food, Civil Supplies & Consumer Affairs.
- 8) P.S. to Additional Chief Secretary to Government, Food, Civil Supplies & Consumer Affairs Department, Vikasa Soudha, Bangalore.
- 9) P.A.to Deputy Secretary to Government, Food, Civil Supplies & Consumer Affairs Department, Vikasa Soudha, Bangalore.
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