The
Uttar Pradesh Milk Act, 1976

(U.P. Act No. 7 of 1976)

and

The U.P. Milk Rules, 1976

WITH SHORT NOTES

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THE UTTAR PRADESH MILK RULES, 1976

CHAPTER I

Preliminary

1. Short title, extent and commencement.-(1)These rules may be called the Uttar Pradesh Milk Rules, 1976.

(2) These extend to areas of Uttar Pradesh as the State Government may declare by Notification in official Gazette from time to time.

2. Definition- In these rules, unless the context otherwise requires :

(a) "Act" means the Uttar Pradesh Milk Act, 1976.

(b) "Chairman" means Chairman of the Uttar Pradesh Rajya Dugdh Parishad.

(c) "Co-operative Dairy Federation" means the apex level institution called the "Pradeshik Co-operative Dairy Federation Ltd., Lucknow."

(d) "Co-operative Milk Producers' Union" means an organisation of a number of primary co-operative milk producers' societies registered under U.P. Co-operative Societies Act, 1965 and engaged in one or more activities concerning production, procurement and processing of milk or manufacturing of milk products, sale of milk or milk products or dairy development programmes.

(e) "Form" means a form appended to these Rules.

(f) "Government" means the Government of Uttar Pradesh.

(g) "Milk Equivalent" means the quantity of raw milk used in the manufacture of a given quantity of milk product.

(h) "Primary Co-operative Milk Producers' Society" means a primary society registered under U.P. Co-operative Societies Act, 1965 and engaged in one or more activities concerning production, procurement and processing of milk or manufacturing of milk products, sale of milk or milk products, or dairy development programmes.

(i) "Rules" means rules made by the State Government under Section 27(1) of the Uttar Pradesh Milk Act, 1976 for carrying out the purposes of the Act.

(j) "Schedule" means a Schedule appended to these Rules.

(k) "Secretary" means the Member Secretary of the Uttar Pradesh Rajya Dugdh Parishad.

(l) "Words and expression, not defined in these Rules and used in the Act" shall have the meaning assigned to them in the Act.

CHAPTER II

The Functions of the Uttar Pradesh Rajya Dugdh Parishad and its Conduct of the Business

3. Functions of the Board [Section 27(2) (a)]- (1) The Uttar Pradesh Rajya Dugdh Parishad, hereinafter referred to as the "Board" constituted by the State Government under Section 3 of the Act shall: -

(a) encourage organization of Primary Milk Co-operative Producers' Societies at the base level and Co-operative Milk Producer's Unions at district level and a Co-operative Dairy Federation at the State level with a view to Plan, develop and regulate milk production and dairy industry in the State on uniform pattern (hereinafter called co-operative pattern);

(b) utilize, as its authorised agency the services of the aforesaid Co-operative Dairy Federation at the State level for co-ordination of the activities of the aforesaid societies and unions and for such other services as required by the Board;

(c) advise the State Government on such matters, as may be referred to it from time to time;

(d) conduct studies and report to the Government on matters relating to development, regulation and control of production, supply and distribution of milk and its conversion into milk products with a view to develop dairy industry in the State;and

(e) suggest ways and means to the Government for rehabilitation of sick dairies.

(2) Conduct of business of the Board [Section 27(2) (a)]-The Board shall meet at least four times in a year.

(3) The quorum at any meeting of the Boardshall be one-third of the number of members of the Board currently holding office. If no quorum is formed within half an hour of the time fixed for the meeting, the meeting shall stand adjourned to a date to be notified later. There shall be no quorum for an adjourned meeting.

(4) Meeting of the Board shall be held at Lucknow unless otherwise directed by the Chairman and at such place, date and time as the Chairman may fix. (5) The Secretary shall give at least fifteen days notice in writing of a meeting of the Board. The notice shall be accompanied with an agenda note to all the members. In case of emergency of which the Chairman shall be the sole judge, the notice period may be reduced to three days by the Chairman. (6) The Board shall have power to appoint a sub-committee or sub-committees to examine and advise on any specific problems in regard to the administration of the Act. It may also co-opt on the sub-committee technical experts who may not be members of the Board.

CHAPTER III

Appointment of Members in Casual Vacancies in the Board

4. Filling of Casual vacancies in the Board- If a vacancy occurs by death, resignation or otherwise against the seat of any non-official

member of the Board, the vacancy so caused shall be filled up by nomination as under Section 4 of the Act, and any person appointed to fill such vacancy shall hold office for so long only as the member in whose place he is nominated would have held the same.

CHAPTER IV

Duties, Powers and Functions of the Milk Commissioner

5. Duties of Secretary of the Milk Board [Section 27 (2) (b)]- The Milk Commissioner shall be the ex officio Member Secretary of the Uttar Pradesh Rajya Dugdh Parishad and will perform the duties as under-

(i) to convene the meeting of the Uttar Pradesh Rajya Dugdh Parishad with the approval of its Chairman;

(ii) to record the minutes of the meetings of the Board and to circulate copies there of amongst its members;

(iii) to represent the Board in courts, including the Supreme Court and the High Court, to instruct counsel to sign pleadings, to put in affidavit and to do all such other acts incidental or ancillary to prosecute or defend a case for or on behalf of the Board;

(iv) to apprise the State Government of the decisions taken by the Board;

(v) to arrange payment of T.A. Bill etc., of the members of the Board;

(vi) to authenticate all communications, permissions, orders, decisions and other documents of the Board on behalf of the Board.

6. Functions of Chief Executive Officer of the Board. - The Milk Commissioner shall also be the Chief Executive Officer of the Uttar Pradesh Rajya Dugdh Parishad and will perform the following functions-

(i) to prepare plans and schemes for the dairy development programmes in the State;

(ii) to put up proposals to the Board for carrying out the functions of the Board laid down under Section 6 of the Act and Rules framed thereunder;

(iii) to put up proposals before the Board for implementation of licensing system, declaration of reserved areas and fixation of price of milk in accordance with the Act and Rules framed thereunder;

(iv) to put up proposals before the Board to secure funds and to incur expenditure in connection with the discharge of the functions of the Board;

(v) to appoint such officers and employees as decided by the Board for the efficient performance of its functions on such terms and conditions as prescribed by the Board;

(vi) to exercise general control and direction over the officers and employees of the Bo rintendence of the Board;

(vii) to administer and control Milk Development Fund on behalf of the Board subject to the directions of the Board;

(viii)to maintain financial accounts of the Board*;*

(ix) to submit returns, reports and financial statements to Government as prescribed from time to time;

(x) to execute the decisions taken by the Board;

(xi) to put up proposals to the Board for regulating and providing for the supply of milk.

7. Functions of Milk Commissioner. —The Milk Commissioner, shall, for the purposes of Act, perform the duties imposed and exercise all the powers conferred upon him by or under the Act including the following—

(i) to authorise an officer to act as and exercise the powers of Licensing Authority under the Act;

(ii) to compound cases relating to any offence punishable under the Act on such terms and conditions including payment of composition fee, as he may think fit ;

(iii) to send proposals to the Government and to implement the decisions in regard to prohibition or regulation of sale and transport and export of milk products under Section 15 of the Act;

(iv) to send proposals to the Government and to implement the decisions for imposing milk cess on the sale or purchase or on carriage by road of milk or milk products.

CHAPTER V

The Preparation and Submission of Financial Statements

8. Submission of statements of receipts [Section 27(2)(d)]—The official authorised by the Chief Executive Officer of the Board to receive the amount either in cash or crossed bank draft/crossed postal order or in any other manner on behalf of the Board to be credited in the Fund shall submit to the Board every month the following statements—

(a) statement of receipts on account of licence fee, penalties realised while compounding offences, forfeiture of security deposits in the form as specified by the Board from time to time;

(b) an authenticated copy of the bank account.

9. Submission of statements of withdrawals.—The official authorised by the Chief Executive Officer of the Board for withdrawal from the Fund shall submit to the Chief Executive Officer every month the following statements—

(a) statement of expenditure in the form as prescribed by the Board from time to time;

(b) an authenticated copy of the bank account.

10. Submission of other statements.—The official(s) referred to in Rules 8 and 9 above shall—

(a) submit to the Board or to such other authority as the Board may, from time to time, direct such other statements, reports and returns in such form and manner as may be directed by the Board;

(b) submit to the Board for each year within such time as may be specified by the Board, a statement of verification of cash and stock (as at the close of the year) conducted in the manner, if any, laid down by the Board;

(c) the official (s) referred to in Rules 8 and 9 above shall maintain a cash book for recording all the cash transactions.

11. Cash receipts and vouchers. - (i) A cash receipt as prescribed by the Board shall have to be issued for all moneys received in cash on behalf of the Board by the Officers authorised to receive such moneys.

(ii) All receipts of the Board shall, without undue delays, be paid in full in the account of the Fund in the branch of the authorised local bank.

(iii) Proper acquittance/vouchers shall be maintained for all the disbursements made out of the Fund.

12. Accounts at the Headquarter. -At the headquarter of the Board, detailed accounts shall be maintained. Returns received from the various officers shall be compiled monthly and on their basis entries shall be passed in the books of accounts of the Board.

13. Submission of details of receipts and expenditure to the Government. - The Board shall submit the details of actual expenditure and receipts to the Government for the previous year by 30th June, in the form prescribed in Statement "C" of Schedule III.

CHAPTER VI

Manner and Form to Administer the Uttar Pradesh Milk Development Fund and Payments from such Funds

14. Regulation of the funds. —The accounts of the Fund shall be regulated in the manner prescribed below:

(i) All sums to the credit of the Fund shall be kept with the banks specified by the Board.

(ii) The Board may invest the Fund in Government securities or in the fixed term deposits in the banks or post offices.

(iii) No amount credited or to be credited in the Fund, shall be spent or utilized unless authorised by the Board.

(iv) Withdrawals from the above Fund shall be made by the Chief Executive Officer of the Board or any other officer authorised by him in that behalf.

15. Budget—Its preparation and allotment.—(1) Yearly budget of the Fund shall be drawn so however that the total expenditure does not exceed the estimated receipts from the Government as well as other sources for the first year and in any subsequent year the expenditure shall not exceed (1) 80 per cent of the net estimated receipts on account of Milk Cess (2) Licensing Fee, and (3) Grants and subventions received from the State or Central Government, or from any other organisation or body authorised by the State Government and the amount likely to be in the balance on 31st March, of the previous year:

Provided, however, that for special or exceptional reasons to the satisfaction of the Government such as initiation of new schemes for which assistance from the Government or other financing agencies has been assured, the expenditure in any particular scheme may increase the amount specified above.

(2) *Estimates,*—The officer authorised by the Milk Commissioner to receive the amounts on behalf of the Board shall submit every year estimates of receipts for the ensuing year by ithe 30th of September, every year in the statement prescribed by the Milk Commissioner.

(3) The officer authorised by the Chief Executive Officer to withdraw from the Fund shall submit every year estimates of expenditure for the ensuing year in the statement prescribed by the Chief Executive Officer.

(4) In accordance with the Budget Estimates approved by the Board, the Chief Executive Officer shall arrange to place funds at the disposal of the officer authorised to withdraw from the Fund with the local branches of the banks.

CHAPTER VII

The Manner of Licensing and Rates of Licensing Fee

16. Application for licence. —(a) Application for the grant of licence under

these rules shall be submitted in the Forms mentioned below:

Name of Form	*Nature of business in milk or milk products*
(i) Form 'A' Schedule 1	For setting up a dairy or processing unit under Section 11(1) of the Act.
(ii) Form 'B' Schedule 1	For carrying on business in milk or milk products as Dairy under Section 11 (2) of the Act.
(iii) Form 'C' Schedule 1	For carrying on business in milk or milk products as "Manufacturer'' under Section 11 (2) of the Act.
(iv) Form 'D' Schedule 1	For carrying on business in milk or milk products as "Processor'' under Section 11 (2) *of* the Act.
(v) Form 'E' Schedule 1	To collect, carry or transport milk or milk products within reserved area or to any place outside such area under Section 13 of the Act.

b. The application shall be presented by the applicant in person or sent through the medium of post office or otherwise, to the Licensing Authority, having jurisdiction in respect of the place *where the applicant has his business premises or where the area of his operation is located.* c. The application shall contain all such information as is necessary for the consideration of the application.

17. Conditions for issue of licence. —On receipt of the application for issue of licence in Form *'A',* Form 'B', Form *'C,* Form 'D' and Form *'E',* the licensing authority shall take into consideration the conditions laid down as under—

(i)the licence will be granted subject *to* the provisions of Act and the rules framed thereunder;

(ii)the place or premises, available facilities and equipment and machinery to be used for handling of milk and milk products shall conform to the hygienic standards as may from time to time be specified by the Board to the satisfaction of licensing authority;

(iii)the financial capacity or resources of the applicant to handle the quantity of milk and milk products applied for;

(iv)the applicant is nota convict of any offence under any law relating to purity and quality standards of milk or milk products for the time being in force;

(v)the Licensing Authority may refuse to sanction or renew a licence if it is satisfied that it will not be in the public interest to grant or renew licence

having regard to relevant factors prevailing such as availability, quality and price of milk in a particular area.

(vi)any other terms and conditions prescribed by the Board or the Licensing Authority from time to time;

(vii)the applicant is not a minor, insane or bankrupt.

18. Form of licence. —*(a)* Licences granted under the Act and rules framed thereunder will be issued in the forms mentioned below:

Name of Form

(i) Form I Schedule 2

(ii) Form II Schedule 2

(iii) Form III Schedule 2

(iv) Form IV Schedule 2

(v) Form V Schedule 2

Nature of business in milk or milk products

Licence for setting up a dairy or milk processing unit under Section 11(1) of the Act.

Licence for carrying on business in milk or milk products as "Dairy" issued under Section 11(2) of die Act.

Licence for carrying on business in milk or milk products as "Manufacturer" issued under Section 11(2) of the Act.

Licence for carrying on business inmilk or milk products as "Processor" issued under Section 11(2) of the Act.

Licence for carry on business tocollect, carry or transport milk or milk products within a reserved area or outside such area under Section 13 of the Act.

Form I, Form II, Form III and Form IV will be granted for a period of one year or more as decided by the Licensing Authority from time to time. Licence under Form V will be granted for a period specified by the Licensing Authority in each case.

19. Renewal of licences[1][(1) Every licence may, at its expiration, be renewed by the Licensing Authority for a period not exceeding five years.]

2) Subject to sub-rule (1), every licence should ordinarily be renewed before the expiry of the date of the licence.

3) The Licensing Authority may consider an application for renewal of a licence if the period between the date of its expiry and the date of application does not exceed three months. The applicant shall have in such a case to pay penalty at the rate of Rs. 200 for licences Forms I and II and Rs. 50 per calendar month for licences in Forms III, IV and V.

1 Substituted by Rule 2 Uttar Pradesh Milk (First Amendment) Rule, 1990

20. Appeal against the order of the licensing authority. —Anappeal under sub-section (6) of Section 14 of the Act may be presented by the applicant in person or sent through the medium of post office or otherwise, addressed to the Chairman. The applicant should also enclose a certified copy of the order of Licensing Authority, under appeal.

21. Procedure to be followed by the appellate authority. — Onreceipt of an appeal, the Chairman may call for the record of the case from the Licensing Authority who passed the order appealed against and after giving the appellant reasonable opportunity of being heard, pass such order as he may think fit.

22. [2]**[Fees payable for licence.**—*(a)* Every licence granted or renewed under these rules shall be chargeable with fee at the rate of Rs.one per kg. per year, subject to the maximum amount of Rs. twenty-five thousand per year.

(b)Feeprescribed for a year and fee for a fraction of a year shall be the same as for the whole year.]

23. Fees payable for copies and duplicate- Where a licence granted or renewed under these rules is lost or accidently destroyed the Licensing Authority may grant a duplicate licence on a payment of a fee of Rs. 5.

24. Fees payable on petition for appeal made under section 14(6) of the Act.- Every petition for appeal shall be accompanied by a fee of Rs.10.

25. Collection of fees.- All fees payable shall be paid in cash either in person or at the option of the person concened, by Money Order/Postal Order, at the time of filing of an appeal or at the time of issuing/ renewing licence.

26. Licensee or maintain registers, etc.- Every licensee will maintain a Day Book showing the quantity roducts handled by him,

source of collecting milk and its consumption and any other information required to be maintained by the Licensing Authority.

27. Production of licence and other record. - Every person holding a licence issued by the Licensing Authority or acting on behalf or

2 **Substituted by Rule 3 Uttar Pradesh Milk (First Amendment) Rule, 1990**

licensee shall forthwith produce such licence and record relating to handling of milk/milk products, upon demand by an officer/official authorised by the milk commissioner for inspection.

3 [28. **Security** - (1) Every licence shall be liable to deposit a security for the period for which he has been granted or renewed a licence under these rules or under the Act at the rate of one rupee per kg. per year of the capacity of, or having installed capacity for, handling milk or milk products of his dairy or milk processing unit.

(2) The security under sub-rule (1) shall be deposited in favour of the Uttar Pradesh State Milk Board and be payable only once."]

SCHEDULE I

FORM A

Application for licence for Setting up a Diary or Processing Unit under section 11 (1) of the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1	Name of the applicant.
2	Father's Name.
3	Present Address.
4	Permanent address.
5	Name and address of the Dairy/Processing Unit to be set up.
6	Nature of business in milk and/or milk products which the applicant wishes to handle/process/manufacture
7	Proposed installed capacity of the Dairy/Processing Unit for which licence is required
8	Site Plan of the Dairy/Processing Unit 9 Description of machinery including its cost.
10	Area from where the milk is to be procured indicating the names of villages (Enclose a map of Milk-shed area)
11	Area in which milk/m

	be sold/consumed indicating the names of bulk customers
12	Names of persons/co-operative Societies/dairies/business establishments from whom milk is to be purchased in bulk quantity.

3 **Inserted by Rule 4 Uttar Pradesh Milk (First Amendment) Rule, 1990**

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13	Period for which license is required

I/We hereby undertake to comply with all terms and conditions of license given overleaf and provisions of the Milk Act in force from time to time and rules framed thereunder

Place: Signature of the applicant ..... Date: Designation of the applicant .....

Terms and Conditions for Issue of Licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act 1976 and the rules framed thereunder.
2. The license is not transferable. The license shall not change the location of the dairy/processing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licenses having regard to relevant factors prevailing in particular area such as availability, quality and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Rates of licensing fee for the license issued under section 11 (1) of the Act for setting up a dairy or processing unit:

S.No	Installed/handling capacity of the dairy	Fee per year in Rupees.
1	From 50 Kgs. to 1,000 Kgs.	250.00
2	Over 1,000 Kgs. to 5,000 Kgs.	500.00
3	Over 5,000 Kgs. to 10,000 Kgs.	750.00
4	Over 10,000 Kgs. to 50,000 Kgs.	1,000.00
5	Over 50,000 Kgs.	2,500.00

Definition of Important Terms as Given in the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder are Reproduced below for Information of the Applicant

1."Dairy" means any premises where machinery is used for cooling, heating or any other treatment of milk or for converting milk into milk products or packing of milk or milk products;

2."Licence" means a licence issued by the Licensing Authority under this Act;

3."Licensing Authority" means an officer authorised by the Milk Commissioner in this behalf;

4."Manufacturer" means a person or establishment engaged in the manufacture of milk products or in the preparation of items containing milk solids;

5."Processor" means a person establishment engaged in collection of treatment of liquid milk, such as chilling, heating or any other treatment for augmenting the marketable life of milk;

6."Milk" means lacteal secretion from cow or buffalo;

7."Milk Product" means any commodity manufactured from milk, separated milk, butter milk or whey and includes powders, condensed or evaporated milk, cream, cheese, ghee, khoa, dahi, chhena, casein, ice-cream or any other product as may be notified by the Board to be milk products;

SCHEDULE I

FORM B

Application for Licence for Carrying on Business in Milk or Milk Products as Dairy under Section 11 (2) of the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. Name of the applicant.
2. Father's Name.
3. Present address
4. Permanent address.
5. Name of dairy/business establishment, if any.
6. Nature of business in milk and/or milk products to be handled/procured/ manufactured.
7. Handling Capacity of dairy for which licence is required.
8. Area from where milk is to be procured.
9. Names of persons/co-operative societies /dairies/business establishments, from whom milk is to be purchased in bulk quantity.

10. Area in which milk/milk products are to be sold/consumed.

11. Period for which licence is required.

I/We hereby undertake to comply with all terms and conditions of licence given overleaf and provisions of the Milk Act in force from time to time and rules framed thereunder.

Place: Signature of the applicant ..... Date: Designation of the applicant .....

Terms and Conditions for Issue of licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act 1976 and the rules framed thereunder.
2. The licence is not transferable. The licensee shall not change the location of the dairy/processing unit/manufacturing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licence, having regard to the relevant factors prevailing in a particular area such as availability, quantity and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.
5. Rates of licensing fee for the licence for carrying on business in milk/milk products as “Dairy” issued under Section 11 (2) of Uttar Pradesh Milk Act, 1976. The renewal fee shall also be charged on the same rates.

S.No	**Installed/handling capacity of the dairy**	**Fee per year in Rupees.**
1	From 50 Kgs. to 1,000 Kgs.	250.00
2	Over 1,000 Kgs. to 5,000 Kgs.	500.00
3	Over 5,000 Kgs. to 10,000 Kgs.	750.00
4	Over 10,000 Kgs. to 50,000 Kgs.	1,000.00
5	Over 50,000 Kgs.	2,500.00

Definition of Important Terms as given in the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder are Reproduced below for Information of the Applicant

1."Dairy" means any premises where machinery is used for cooling, heating or any other treatment of milk or for converting milk into milk products or

packing of milk or milk products;

2. "Licence" means a licence issued by the Licensing Authority under this Act;
3. "Licensing Authority" means an officer authorised by the Milk Commissioner in this behalf;
4. "Manufacturer" means a person or establishment engaged in the manufacture of milk products or in the preparation of items containing milk solids;
5. "Processor" means a person establishment engaged in collection of treatment of liquid milk, such as chilling, heating or any other treatment for augmenting the marketable life of milk;
6. "Milk" means lacteal secretion from cow or buffalo;
7. "Milk Product" means any commodity manufactured from milk, separated milk, butter milk or whey and includes powders, condensed or evaporated milk, cream, cheese, ghee, khoa, dahi, chhena, casein, ice-cream or any other product as may be notified by the Board to be milk products;

SCHEDULES

SCHEDULE I
SCHEDULE I
SCHEDULE - II
SCHEDULE II
SCHEDULE II
SCHEDULE II

FORM C

Application for Licence for Carrying on Business in Milk and/or Milk Products as Manufacturer under section 11 (2) of the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1	Name of the applicant,
2	Father's Name.
3	Present Address.
4	Permanent address.
5	Name of manufacturing establishment.
6	Nature of business in milk and/or milk products to be handle/process/ manufactured.
7	Handling capacity of manufacturing establishment for which license is required
8	Area from where milk is to be procured.
9	Indicate names of bulk suppliers of milk
10	Area in which milk/milk products are to be sold.
11	Period for which licence is required.

I/We hereby undertake to comply with all terms and conditions of licence given overleaf and provisions of the Milk Act in force from time to time and rules framed thereunder

Place: Signature of the applicant .....

Date: Designation of the applicant .....

Terms and Conditions for issue of license under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act 1976 and the rules framed thereunder.
2. The licence is not transferable. The licensee shall not change the location of the dairy/processing unit/manufacturing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licence, having regard to the relevant factors prevailing in a particular area such as availability, quantity and price of milk.

4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Rates of licensing fee for carrying on business in milk or milk products as "Manufacturer"/"Processor" issued under section 11 (2) of Uttar Pradesh Milk Act, 1976. The renewal fee shall also be charged on the same rates.

S.No	Installed/handling capacity of the dairy	Fee per year in Rupees.
1	From 15 Kgs. to 50 Kgs.	5.00
2	Over 50 Kgs. to 100 Kgs.	10.00
3	Over 100 Kgs. to 500 Kgs.	20.00
4	Over 500 Kgs. to 1,000 Kgs.	50.00
5	Over 1,000 Kgs.	100.00

Definition of Important Terms as Given in the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder are Reproduced below for Information of the Applicant

1. "Dairy" means any premises where machinery is used for cooling, heating or any other treatment of milk or for converting milk into milk products or packing of milk or milk products;
2. "Licence" means a licence issued by the Licensing Authority under this Act;
3. "Licensing Authority" means an officer authorised by the Milk Commissioner in this behalf;
4. "Manufacturer" means a person or establishment engaged in the manufacture of milk products or in the preparation of items containing milk solids;
5. "Processor" means a person establishment engaged in collection of treatment of liquid milk, such as chilling, heating or any other treatment for augmenting the marketable life of milk;
6. "Milk" means lacteal secretion from cow or buffalo;
7. "Milk Product" means any commodity manufactured from milk, separated milk, butter milk or whey and includes powders, condensed or evaporated milk, cream, cheese, ghee, khoa, dahi, chhena, casein, ice-cream or any other product as may be notified by the Board to be milk products;

FORM D

Application for Licence for Carrying on Business in Milk as Processor under Section 11 (2) of the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1 Name of the applicant,
2 Father's Name.
3 Present Address.
4 Permanent address.
5 Name of manufacturing establishment.
6 Nature of business in milk to be handle/processed.
7 Handling capacity of milk for which licence is required
8 Area from where milk will be collected.
9 Area in which milk will be sold.
10 Names of persons/Co-operative Societies/dairy/business establishments from whom milk is to be purchased in bulk quantities.
11 Period for which licence is required.

I/We hereby undertake to comply with all terms and conditions of licence given overleaf and provisions of the Milk Act in force from time to time and rules framed thereunder

Place: Signature of the applicant ..... Date: Designation of the applicant .....

Terms and Conditions for issue of Licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act, 1976 and the rules framed thereunder.
2. The licence is not transferable. The licensee shall not change the location of the dairy/processing unit/manufacturing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licence, having regard to the relevant factors prevailing in a particular area such as availability, quantity and price of milk.
4. Any other terms and conditions prescribed by the Government, the

Board and the licensing authority from time to time.

Rates of licensing fee for carrying on business in milk or milk products as "Manufacturer"/"Processor" issued under section 11 (2) of Uttar Pradesh Milk Act, 1976. The renewal fee shall also be charged on the same rates.

S.No	Installed/handling capacity of the dairy in Rupees.	Fee per year
1	From 15 Kgs. to 50 Kgs.	5.00
2	Over 50 Kgs. to 100 Kgs.	10.00
3	Over 100 Kgs. to 500 Kgs.	20.00
4	Over 500 Kgs. to 1,000 Kgs.	50.00
5	Over 1,000 Kgs.	100.00

Definition of Important Terms as given in the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder are Reproduced below for Information of the Applicant

1. "Dairy" means any premises where machinery is used for cooling, heating or any other treatment of milk or for converting milk into milk products or packing of milk or milk products;
2. "Licence" means a licence issued by the Licensing Authority under this Act;
3. "Licensing Authority" means an officer authorised by the Milk Commissioner in this behalf;
4. "Manufacturer" means a person or establishment engaged in the manufacture of milk products or in the preparation of items containing milk solids;
5. "Processor" means a person establishment engaged in collection of treatment of liquid milk, such as chilling, heating or any other treatment for augmenting the marketable life of milk;
6. "Milk" means lacteal secretion from cow or buffalo;
7. "Milk Product" means any commodity manufactured from milk, separated milk, butter milk or whey and includes powders, condensed or evaporated milk, cream, cheese, ghee, khoa, dahi, chhena, casein, ice-cream or any other product as may be notified by the Board to be milk products;

SCHEDULE I

FORM E

Application for license to Collect, Carry or Transport Milk or Milk Products from any Place within a Reserved Area to any place outside such area under Section 13 of the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1	Name of the applicant.
2	Father's Name.
3	Present Address.
4	Permanent address.
5	Name of business establishment.
6	The purpose for which milk is required to be collected and/or transported out of the reserved area.
7	Description of reserved area from where milk or milk products are proposed to be collected and/ or transported.
8	Quantity of milk and/or milk products required to be collected and expected out of the reserved area.
9	Names of milk suppliers of milk.
10	Mode of transport.
11	Route of transport for export outside reserved area.
12	Places from where the milk and/milk products are required to be transported within the reserved area.
13	Places to which milk or milk products will be exported.
14	Area in which milk/milk products are to be sold/consumed.
15	Period for which license is required.

I/We hereby undertake to comply with all terms and conditions of licence given overleaf and provisions of the Milk Act in force from time to time and rules framed thereunder.

Place: Signature of the applicant ..... Date: Designation of the applicant .....

Terms and conditions for issue of license under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder.

1. The license will be g rovisions of Milk Act, 1976

and the rules framed thereunder.

2. The licence is not transferable. The licence shall not change the route of transport without permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licences, having regard to relevant factors prevailing in a particular area such as availability, quality and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Definition of Important Terms as given in the Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder are Reproduced below for Information of the Applicant

1. "Dairy" means any premises where machinery is used for cooling, heating or any other treatment of milk or for converting milk into milk products or packing of milk or milk products;
2. "Licence" means a licence issued by the Licensing Authority under this Act;
3. "Licensing Authority" means an officer authorised by the Milk Commissioner in this behalf;
4. "Manufacturer" means a person or establishment engaged in the manufacture of milk products or in the preparation of items containing milk solids;
5. "Processor" means a person establishment engaged in collection of treatment of liquid milk, such as chilling, heating or any other treatment for augmenting the marketable life of milk;
6. "Milk" means lacteal secretion from cow or buffalo;
7. "Milk Product" means any commodity manufactured from milk, separated milk, butter milk or whey and includes powders, condensed or evaporated milk, cream, cheese, ghee, khoa, dahi, chhena, casein, ice-cream or any other product as may be notified by the Board to be milk products;

FORM I

LICENCE NO .....

Licence for setting up a Dairy or Milk Processing Unit issued under section 11 (1) of the Uttar Pradesh Milk Act, 1976

1 Name and address of licensee.

2 Name and address of the Dairy/Processing unit to be set up.

3 Nature of business in milk and or milk products to be handled, processed or manufactured.

4 Proposed installed capacity of dairy/processing unit.

5 Licensed handling capacity of dairy/processing unit.

6 Period for which license is valid.

(Copy of approved site plane attached with the licence)

Place: Signature of the applicant .....

Licensing Authority .....

Date: Designation of the applicant .....

Date of renewal	Date on which renewed license expired	Name (in Capital), signature and designation of renewing authority	Place of renewal	Seal

Terms and conditions for issue of licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act, 1976 and the rules framed thereunder.
2. The licence is not transferable. The licensee shall not change the location of the dairy/processing unit/manufacturing unit/ business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a license if he is satisfied that it will not be in public interest to grant or renew the licences, having regard to relevant factors prevailing in particular area such as availability, quality and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Rates of licen e for carrying on business in

milk or milk products as "Dairy" or "Milk Processing Unit" issued under section 11 (1) of Uttar Pradesh Milk Act, 1976. The renewal fee shall also be charged on the same rates.

S.No	Installed/handling capacity of the dairy	Fee per year in Rupees.
1	From 50 Kgs. to 1,000 Kgs.	250.00
2	Over 1,000 Kgs. to 5,000 Kgs.	500.00
3	Over 5,000 Kgs. to 10,000 Kgs.	750.00
4	Over 10,000 Kgs. to 50,000 Kgs.	1,000.00
5	Over 50,000 Kgs.	2,500.00

FORM II

LICENCE NO **.....**

Licence for carrying on Business in Milk or Milk Products as "Dairy" issued under section 11 (2) of the *Uttar Pradesh Milk Act, 1976*

1 Name and address of licensee.

2 Name and address of the Dairy.

3 Nature of business in milk and/or milk products to be handled, processed or manufactured.

4 Installed capacity of Dairy.

5 Licensed handling capacity of Dairy.

6 Period for which licence is valid

Place: Signature of the applicant .....

Licensing Authority .....

Date: Designation of the applicant .....

SEAL

FORM OF RENEWAL OF THE LICENCE

Date of renewal	Date on which renewed licence expired	Name (in Capital), signature and designation of renewing authority	Place of renewal	Seal

Terms and conditions for issue of licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act, 1976 and the rules framed thereunder.
2. The licence is not transferable. The licenses shall not change the location of the dairy/processing unit/manufacturing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licences, having regard to relevant factors prevailing in particular area such as availability, quality and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Rates of licensing fee for carrying on business in milk or milk products as "Dairy" 1 (2) of Uttar Pradesh Milk

Act, 1976. The renewal fee shall also be charged on the same rates.

S.No	Installed/Handling capacity of the dairy (in Rsupees)	Fee per year
1	From 50 Kgs. to 1,000 Kgs.	250.00
2	Over 1,000 Kgs. to 5,000 Kgs.	500.00
3	Over 5,000 Kgs. to 10,000 Kgs.	750.00
4	Over 10,000 Kgs. to 50,000 Kgs.	1,000.00
5	Over 50,000 Kgs.	2,500.00

FORM III

LICENCE NO **.....**

Licence for Carrying on Business in Milk or Milk Products as "Manufacturer" issued under section 11 (2) of the *Uttar Pradesh Milk Act, 1976*

1 Name and address of licensee.

2 Name and address of manufacturing establishment.

3 Nature of business in milk and/or milk products to be handled, processed or manufactured.

4 Licensed handling capacity of the manufacturing establishment.

5 Period for which licence is valid.

Place: Signature.....

Licensing Authority .....

Date: Designation.....

SEAL

FORM OF RENEWAL OF THE LICENCE

Date of renewal	Date on which renewed licence renewal	Name (in Capital), signature and expired designation of renewing authority	Place of	Seal

Terms and conditions for issue of licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The license will be granted subject to the provisions of Milk Act, 1976 and the rules framed thereunder.
2. The licence is not transferable. The licence shall not change the location of the dairy/processing unit/manufacturing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a license if he is satisfied that it will not be in public interest to grant or renew the licences, having regard to relevant factors prevailing in particular area such as availability, quality and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Rates of licensing fee for carrying on business in milk or milk products as manufacturer/processor issued under section 11 (2) of Uttar Pradesh Milk Act, 1976. The renewal fee shall also be charged on the

same rates:

S.No	Installed/handling capacity of the dairy	Fee per year (In Rupees)
1	From 15 Kgs. to 50 Kgs.	5.00
2	Over 50 Kgs. to 100 Kgs.	10.00
3	Over 100 Kgs. to 500 Kgs.	20.00
4	Over 500 Kgs. to 1,000 Kgs.	50.00
5	Over 1,000 Kgs.	100.00

FORM IV

LICENCE NO **.....**

Licence for Carrying on Business in Milk as "Processor" issued under section 11 (2) of the *Uttar Pradesh Milk Act, 1976*

1 Name and address of licensee .
2 Name and address of processing establishment.
3 Nature of business in milk to be handled and/or processed.
4 Licensed handling capacity of the processing establishment.
5 Period for which license is valid.

Place: Signature.....

Licensing Authority .....

Date: Designation.....

SEAL

FORM OF RENEWAL OF THE LICENCE

Date of renewal	Date on which renewed licence expired	Name (in Capital), signature and designation of renewing authority	Place of renewal	Seal

Terms and conditions for issue of licence under Uttar Pradesh Milk Act, 1976 and Rules Framed thereunder

1. The licence will be granted subject to the provisions of Milk Act, 1976 and the rules framed thereunder.
2. The licence is not transferable. The licensee shall not change the location of the dairy/processing unit/manufacturing unit/business establishment without prior permission in writing from the licensing authority.
3. The licensing authority may refuse to sanction or to renew a licence if he is satisfied that it will not be in public interest to grant or renew the licence, having regard to relevant factors prevailing in particular area such as availability, quality and price of milk.
4. Any other terms and conditions prescribed by the Government, the Board and the licensing authority from time to time.

Rates of licensing fee for carrying on business in milk or milk products as manufacturer/processor issued under section 11 (2) of Uttar Pradesh Milk Act, 1 hall also be charged on the

same rates:

S.No	Installed/handling capacity of the dairy (In Rupees)	Fee per year
1	From 15 Kgs. to 50 Kgs.	5.00
2	Over 50 Kgs. to 100 Kgs.	10.00
3	Over 100 Kgs. to 500 Kgs.	20.00
4	Over 500 Kgs. to 1,000 Kgs.	50.00
5	Over 1,000 Kgs.	100.00

FORM V

LICENCE NO .....

Licence to Collect, Carry or Transport Milk or Milk Products from any Place within a Reserved Area to any Place outside such Area Issued Under Section 13 of the Uttar Pradesh Milk Act, 1976

1 Name and address of licensee

2 Description of reserved area from where milk or milk products have been permitted to be collected and/or exported

3 Quantity of milk and/or milk products permitted to be collected and exported out of the reserved area.

4 Mode of transport

5 Route of transport for export

6 Place from where the milk and/or milk products will be transported within the reserved area.

7 Places to which milk or milk products exported from the reserved area will be transported.

8 Period for which licence is valid.

Place: Signature.....

Licensing Authority .....

Date: Designation of the applicant .....

SEAL

FORM OF RENEWAL OF THE LICENSE

Date of renewal	Date on which renewed licence renewal	Name (in Capital), signature and designation of renewing authority	Place of expires	Seal

SCHEDULE III

STATEMENT A

U.P. Milk development fund

Statement of receipt of the office of for the month of 19

S.No	Particular of deposit	Amount received on account of licence fee from			penalties realised on compounding of offences	Total	Remarks
		Dairies	Processors	Manufactures			
1	2	3	4	5	6	7	8

1.Total receipts up to the last date of the month under report.

2.Total receipts up to the date of the previous month under report.

3.Progressive total or receipts up to the last date of the month under report.

Certified that the receipts for the month mentioned above have been credited to the Bank and a copy of the Bank Account duly certified by the Bank is enclosed which tallies with the office records.

Signature of the Officer

SCHEDULE III

STATEMENT B

U.P. Milk development fund

Statement of receipt of the office of for the month of 19

Date	Number of the cheques	Pay D.A.	O.A.	T.A.	
1	2	3	4	5	6
Office expenses	Telephones	Rent, rate and Taxes	Petrol and vehicles	Expenditure of sampling	Total
7	8	9	10	11	12

Total for the month.

Total up to the last month.

Progressive total.

Certified that cheques entered in this month have been accounted for in the above statement and tally with the Account of the Bank.

Signature of the Officer

SCHEDULE III

Statement C

Statement of Expenditure and Receipts of the Uttar Pradesh Rajya Dugdh Parishad, Lucknow for the year Ending 31st March, 19

RECEIPTS			EXPENDITURE		
For the preceding year Rs.	**Particulars**	**For the current year Rs.**	**For the preceding year Rs.**	**Particulars**	**For the current year Rs.**
1. Opening Balance			1. Development expenses		
2. Receipts on account of milk cess from the Government.			2. Pay and allowances		
3. Receipts on account of license fee members from:			3. Travelling allowance		
			4. Travelling allowance to		
(a) Dairies			5. Office expenses		
(b) Processors			6. Telephones		
(c) Manufacturers			7. Rent, Rates and Taxes		
			8. Petrol, oil lubricants and maintenance of vehicles		
4. Receipts on account of penalties			9. Expenditure on sampling		
5. Receipts on account of subventions from the Government.			10. Legal charges		
			11. Other expenditure		
6. Other receipts.			12. Closing balance		
Total					