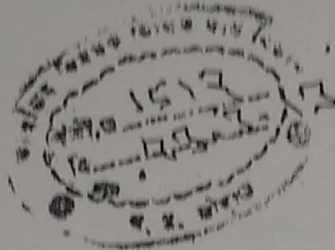




WM-10(67)/2012



भारत सरकार
उपभोक्ता मामले, खाद्य एवं
सार्वजनिक वितरण मंत्रालय
(उपभोक्ता मामले विभाग)
कृषि भवन, नई दिल्ली-110001
GOVERNMENT OF INDIA
MINISTRY OF
CONSUMER AFFAIRS, FOOD AND
PUBLIC DISTRIBUTION
(DEPARTMENT OF CONSUMER AFFAIRS)
KRISHI BHAWAN, NEW DELHI -110001

Dated: 11th March 2013

Dear Sir/ Madam,

On receipt of representations of several stake-holders it has been decided that no legal action should be taken against producers/traders of such products who are selling standard and authorized pack sizes but only the wrapper being used by them contains wrongly the words: "Non-Standard Packs". This may be done till 31st May 2013 to enable the industry to exhaust their inventories/ stock of old, unused wrapping and packing material as standard quantity.

2. The manufacturers are being requested to exhaust the incorrect wrappers first by supplying to institutional and industrial customers.

3. In respect of the remaining products, other than bottles, the words 'Non' may be blocked with stickers and supply may be arranged in standard quantity.

4. In respect of the bottles, the quantity of which should be relatively less after supply to industrial and institutional customers and where it may be difficult to block the words, may be allowed to use the existing unexhausted wrappers and may be sold to standard quantity.

5. Whenever necessary a declaration/affidavit can be taken from the producers that they are using only the existing inventory of printed packing material/bottles.

Yours Sincerely,

B.N. Dixit
(B.N. Dixit)
Director (LM)

To:

The Controller of Legal Metrology, All States/ UTs

Copy to: Industry Associations

कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

पृ०क्र० 1022 /नातौ/अ-1(1)p.c.r/2013 भोपाल दिनांक : 02/04/2013
प्रतिलिपि :-

समस्त उप नियंत्रक/सहायक नियंत्रक/निरीक्षक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु।

M. Pr.
संयुक्त नियंत्रक
नाप-तौल (विधिक मापविज्ञान)
म.प्र. भोपाल

WM-10(37)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 20.6.2016

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) (Amendment) Rules, 2015- Advisory for dispensation- regarding.

Sir,

The undersigned is directed to refer to the amendments made in the Legal Metrology (Packaged Commodities) Rules, 2011 vide GSR 385 (E) dated 14th May, 2015 and the advisory issued on 29.12.2015 to allow the stake holders to use old packaging material till 30.6.2016 to enable old stocks to be cleared.

2. It is further to state that on representations by the stake holders, the said advisory is being extended upto **31.10.2016**, to use old packaging material. This advisory is being issued to ensure smooth transition accordingly.

3. This issues with the approval of the Competent Authority.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: FICCI, CII, ASSOCHAM, PHD Chambers of Commerce, National Seed Association of India, and all trade and Industries Associations for information.

कार्यालय नियंत्रक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश, भोपाल

क्र03586/नातौ/अ-(1)/2016
प्रतिलिपि :-

भोपाल, दिनांक : 15-7-16

समस्त उप नियंत्रक/सहायक नियंत्रक, नाप-तौल (विधिक मापविज्ञान)
मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु।

S. J. Singh

नियंत्रक

नाप-तौल (विधिक मापविज्ञान)

म.प्र. भोपाल



WM-9(57)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 10.11.2016

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011- Sale of packaged commodities in packed form - regarding.

Sir,

The undersigned is directed to refer to the above cited subject and to state that it has come to the notice that some of the retailers are selling the packaged commodities in loose form after tearing the package.

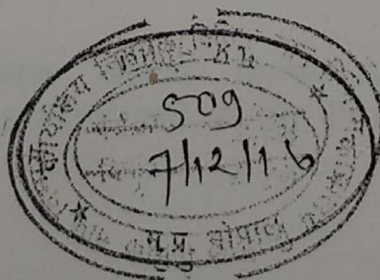
2. Please be informed that under Rule 4 of the Legal Metrology (Packaged Commodities) Rules, 2011, ~~provision is made for~~ not selling pre-packaged commodity, if a label is affixed on it, having such declarations as are required to be made under these rules, as follows:

"4. Regulation for pre-packing and sale etc. of commodities in packaged form. -

On and from the commencement of these rules, no person shall pre-pack or cause or permit to be pre-packed any commodity for sale, distribution or delivery unless the package in which the commodity, a label is securely affixed and such declarations as are required to be made under these rules."

3. Further, it is to inform that under Rule 6 of the Legal Metrology (Packaged Commodities) Rules, 2011 the following mandatory declarations are required on every package-

- "(i) Name & Address of the manufactures/packer/importer
- (ii) Name of the commodity
- (iii) The net quantity in terms of the standard unit or weight are measured
- (iv) Month and year in which commodity manufactured or pre-packed or imported shall be mentioned
- (v) Retail sale price of the package
- (vi) Consumer care details"



4. Therefore, it is advised to direct the field officers to ensure that no packaged commodity including cigarette, cigar, bidi etc. is to be sold in loose form after tearing the package.

5. This issues with the approval of the Competent Authority.

Yours faithfully,

Badu N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: 1. Director, Ministry of Health & Family Welfare
2. Director, Department of Commerce
3. Director, Department of Pharmaceutical
4. Director, Ministry of Petroleum & Natural Gas
5. Drug Controller of India
6. FICCI, CII, ASSOCHAM; PHD Chambers of Commerce, RAI and all trade and Industries Associations for information.

कार्यालय नियंत्रक नाप-तौल(विधिक मापविज्ञान) म.प्र. भोपाल

गायत्री मंदिर के सामने होशंगाबाद रोड भोपाल पिन - 462011

पृ०क्र० ४१७/नातौ/प्रव./2016

भोपाल दिनांक २२/12/2016

प्रतिलिपि :-

समस्त उप/सहायक नियंत्रक/समस्त निरीक्षक नाप-तौल (विधिक मापविज्ञान)
मध्य प्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित ।

8/12/16
नियंत्रक

नाप-तौल (विधिक मापविज्ञान)

म.प्र. भोपाल

WM-10(62)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi-01

Dated: 21.12.2016

To,
The Controller of Legal Metrology,
All States/ UTs

Subject: Sale of medical devices without mandatory declarations- compliance of Legal Metrology Act and Rules made there under- reg.

Sir,

Please be informed that all medical devices are covered under the Legal Metrology Act 2009 and Legal Metrology (Packaged Commodities) Rules, 2011 and therefore required to provide all mandatory declarations on their packages viz.:

- (i) Name and address of the manufacturer/ packer/ importer;
- (ii) Common or generic name of the commodity contained in the package;
- (iii) Net quantity, in terms of standard unit of weight or measure or in number;
- (iv) Month and year of manufacture/ pack/ import;
- (v) Retail sale price in the form of Maximum Retail Price (MRP) Rs..... Inclusive of all taxes;
- (vi) Consumer care details

2. It has come to the notice that in some cases the mandatory declarations are not printed on the packages of the medical devices, which is violation of provisions of Act and Rules.

3. Therefore, it is requested to issue suitable directions to your Legal Metrology Officers for compliance of mandatory declarations on the packages of medical devices.

4. It is also requested to inform this office the action taken in this regard.

Yours faithfully

B. N. Dixit

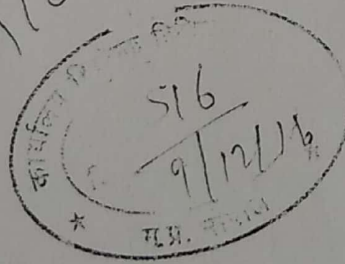
(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

सुप्रसन्न
9/12/16



कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

होशंगाबाद रोड़, गायत्री मंदिर के पास भोपाल पिन - 462011

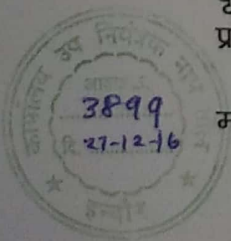
Tele- 0755-2551017 Fax - 0755-2768638 E-mail - cwmbho@mp.nic.in

पृ०क्र० 8148 /नातौ/अ-1(1)/2016

भोपाल दिनांक : 21/12/2016

प्रतिलिपि :-

समस्त उप नियंत्रक/ सहायक नियंत्रक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।



8/12/16

नियंत्रक

नाप-तौल (विधिक मापविज्ञान)

म.प्र. भोपाल

WM-10(62)/2016
Government of India
Ministry of Consumer Affairs, Food & Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhavan, New Delhi
Dated: 21.12.2016

To,
The Controller of Legal Metrology,
All States/ UTs

Subject: Sale of packaged commodities (food items etc.) at a price more than MRP and also declaring Dual MRP on same packaged commodity-reg.

Sir,

The undersigned is directed to refer to the above cited subject and to state that it has come to the notice of this Department that in the same city/ District/ State some manufacturers and importers are selling pre-packaged commodities at different (dual) MRPs. It is observed that at Hotels, Restaurants, dhabas, Airports, Railway Stations and at many other public outlets it is done at large, which is violation of Legal Metrology (Packaged Commodities) Rules, 2011 and Legal Metrology Act, 2009.

2. In this connection this Department has circulated NCDRC order 1.2.2016 to the Controller of Legal Metrology of all States and UTs, wherein it was stated that "there cannot be two MRPs, except in accordance with the law".

3. Further, it is to inform that there was a Stay order of Delhi High Court for not taking any action against Hotels and Restaurants for selling packaged commodities at a price higher than MRP, which has been vacated and action may be taken against Hotels and Restaurants for charging more than MRP.

4. Therefore, it is requested to take immediate necessary action to protect the interest of consumers and to comply the provisions of Law.

5. The action taken in this regard may kindly be informed.

Yours faithfully

B N Dixit

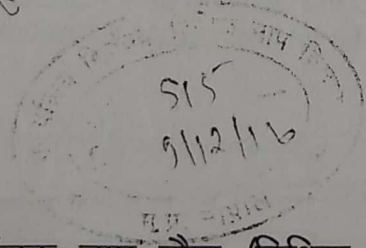
(B N Dixit)

Director (Legal Metrology)

Tel. No. 23389489/ 23386194

Email: dirwm-ca@nic.in

515
8/7/12/16



कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

होशंगाबाद रोड, गायत्री मंदिर के पास भोपाल पिन - 462011

Tele- 0755-2551017 Fax - 0755-2768638 E-mail - cwmbho@mp.nic.in

पृ०क्र० ४१११ /नातौ/अ-१(१)/२०१६
प्रतिलिपि :-

भोपाल दिनांक : २० /१२/२०१६

समस्त उप नियंत्रक/ सहायक नियंत्रक नाप-तौल (विधिक मापविज्ञान)
मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

5/12/16

नियंत्रक
नाप-तौल (विधिक मापविज्ञान)
म.प्र. भोपाल

WM-10(65)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 27.12.2016

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) (Amendment) Rules, 2015- Advisory for dispensation- regarding.

Sir,

The undersigned is directed to refer to the amendments made in the Legal Metrology (Packaged Commodities) Rules, 2011 vide GSR 385 (E) dated 14th May, 2015 and the advisory issued on 29.12.2015 and 30.6.2016 to allow the stake holders to use old packaging material till 31.10.2016 to enable old stocks to be cleared.

2. It is further to state that on representations by the stake holders, the rule 7(5) inserted under the Legal Metrology (Packaged Commodities) Rules, 2011 vide above stated amendment, regarding size of the principal display panel is further extended for another five months i.e. upto 31st March, 2017. This advisory is being issued to ensure smooth transition accordingly.

3. This issues with the approval of the Competent Authority.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: FICCI, CII, ASSOCHAM, PHD Chambers of Commerce, National Seed Association of India, and all trade and Industries Associations for information.

कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

होशंगाबाद रोड, गायत्री मंदिर के पास भोपाल पिन - 462011

Tele- 0755-2551017 Fax - 0755-2768638 E-mail - cwmbho@mp.nic.in

पृ०क्र० 8/49 /नातौ/अ-1(1)/2016

भोपाल दिनांक : 21/12/2016

प्रतिलिपि :-

समस्त उप नियंत्रक/ सहायक नियंत्रक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित।

नियंत्रक
नाप-तौल (विधिक मापविज्ञान)
म.प्र. भोपाल

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 11.6.12.2016

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory for enforcement of provisions of Rules for Readymade Garments/ Hosiery products - regarding.

Sir,

The undersigned is directed to refer to the references received from M/o Textiles and Industry Associations regarding the labeling requirements of readymade garments.

2. In this context, in continuation of this Department's letter No. WM-10(5)/2016 dated 16th September, 2016 it is further advised that:

(i) The mandatory labeling requirements under the Legal Metrology (Packaged Commodities) Rules, 2011 are applicable only for pre-packaged commodities, defined under Section 2(l) of the Legal Metrology Act, 2009.

(ii) The mandatory labeling requirements for pre-packaged commodities are therefore not applicable to garments sold in loose form.

(iii) The labeling requirements for garments sold in loose form in retail stores may include only the following declaration w.e.f. 1st July 2017:-

(a) Name/ Description of the product

(b) Size: Internationally recognizable size indicators - S, M, L, XL, etc. along with details in metric notation in terms of cm or m as case may be.

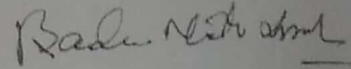
(c) MRP

(d) Name, Full address & Customer Care No. of the manufacturer

3. In the case of readymade garments sold to consumer in Pre-packaged form, declarations required under the Rules may be made. Further, the size of the garments needs to be mentioned in metres or centimetres, as the case may be, and any additional detail such as S, M, L, XL, XXL etc. may be treated as additional declaration.

4. This issues with the approval of the Competent Authority.

Yours faithfully,



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information.

(2) Shri G K Rajnish, Under Secretary, International Export Division, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information

(3) Clothing Manufacturers Association of India, Federation of Hosiery Manufacturers' Association of India, South India Hosiery Manufacturers Association, Federation of Mumbai Retail Cloth Dealers Association and Retail Association of India for kind information.

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 16.12.2016

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory for enforcement of provisions of Rules for Readymade Garments/ Hosiery products - regarding.

Sir,

The undersigned is directed to refer to the references received from M/o Textiles and Industry Associations regarding the labeling requirements of readymade garments.

2. In this context, in continuation of this Department's letter No. WM-10(5)/2016 dated 16th September, 2016 it is further advised that:

(i) The mandatory labeling requirements under the Legal Metrology (Packaged Commodities) Rules, 2011 are applicable only for pre-packaged commodities, defined under Section 2(I) of the Legal Metrology Act, 2009.

(ii) The mandatory labeling requirements for pre-packaged commodities are therefore not applicable to garments sold in loose form.

(iii) The labeling requirements for garments sold in loose form in retail stores may include only the following declaration w.e.f. 1st July 2017:-

(a) Name/ Description of the product

(b) Size: Internationally recognizable size indicators - S, M, L, XL, etc. along with details in metric notation in terms of cm or m as case may be.

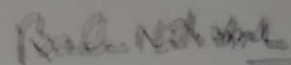
(c) MRP

(d) Name, Full address & Customer Care No. of the manufacturer

3. In the case of ready-made garments sold to consumer in pre-packaged form, declarations required under the Rules may be made. Further, the size of the garments needs to be mentioned in metres or centimetres, as the case may be, and any additional detail such as S, M, L, XL, XXL etc. may be treated as additional declaration.

4. This issues with the approval of the Competent Authority.

Yours faithfully,



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax: 011-23385322

Email: dirwm-ca@nic.in

Copy to: (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information.

(2) Shri G K Ranish, Under Secretary, International Export Division, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information

(3) Clothing Manufacturers Association of India, Federation of Hosiery Manufacturers' Association of India, South India Hosiery Manufacturers Association, Federation of Mumbai Retail Cloth Dealers Association and Retail Association of India for kind information.

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 31.3.2017

To,
The Clothing Manufacturers Association of India,
902, Mahalaxmi Chambers, 22, Bhulabhai Desai Road,
Mumbai- 400 026

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory issued for Readymade Garments/ Hosiery products - regarding.

Sir,

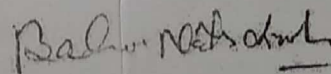
The undersigned is directed to refer to your letter No. P-6/776/17 dated 7th February, 2017 on the above mentioned subject and to state that:

(i) A loose garments which is sold after consumer sees them for Style/ Design, tries them for fit and touches them for feel of the Fabric/ Fiber etc., is not a pre-packaged commodity if the same garment is delivered to the consumer

(ii) your members may comply with the guidelines at their choice but not later than 01.07.2017.

(iii) the words "TO FIT SIZE" instead of only "Size" on Garments sold in loose form, may be used as per convenience.

Yours faithfully,



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information.

(2) Controllers of Legal Metrology, All States/ UTs for kind information.

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food & Public Distribution
Department of Consumer Affairs
Legal Metrology Unit

Krishi Bhavan,
New Delhi- 110001
Dated: 07.06.2017

To,

The Clothing Manufacturers Association of India,
902, Mahalaxmi Chambers, 22, Bhulabhai Desai Road,
Mumbai - 400 026

Subject: The Legal Metrology (Packaged Commodities) Rules, 2011- Advisory issued for
Readymade Garments/Hosiery products- regarding.

Sir,

The undersigned is directed to refer to your letter No. CMAI/CA-
LM/251/NR/2017 11th April, 2017 on the above mentioned subject and to state that
in case of garments sold in loose condition, optionally manufacturer/ trader/ retailer
may be mentioned. However, if name and address of a person (may be
manufacturer, brand owner or retailer) is mentioned on the label without any
qualifying words, it shall be presumed that such name and address shall be that of
the manufacturer.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director, Legal Metrology

Ph.011-23389489/ Fax:-011-23385322

Email: dirwm-ca@nic.in

Copy to: (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New
Delhi for kind information.

(2) Controller of Legal Metrology, All States/UTs for kind information.

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 31.3.2017

To,

The Clothing Manufacturers Association of India,
902, Mahalaxmi Chambers, 22, Bhulabhai Desai Road,
Mumbai- 400 026

Subject:-The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory issued for Readymade Garments/ Hosiery products - regarding.

Sir,

The undersigned is directed to refer to your letter No. P-6/776/17 dated 7th February, 2017 on the above mentioned subject and to state that:

- (i) A loose garments which is sold after consumer sees them for Style/ Design, tries them for fit and touches them for feel of the Fabric/ Fiber etc., is not a pre-packaged commodity if the same garment is delivered to the consumer
- (ii) your members may comply with the guidelines at their choice but not later than 01.07.2017.
- (iii) the words "TO FIT SIZE" instead of only "Size" on Garments sold in loose form, may be used as per convenience.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: (1) Trade Advisor, Ministry of Textiles, Udyog Bhawan, New Delhi for kind information.
(2) Controllers of Legal Metrology, All States/ UTs for kind information.

o/c

WM-10(19)/2017
Government of India
Ministry of Consumer Affairs, Food & Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhavan, New Delhi
Dated: 22.12.2017

To,
The Controller of Legal Metrology,
All States/ UTs

Subject: Sale of packaged commodities (food items etc.) at a price more than MRP and declaration of Dual MRP by some companies on same packaged commodity-reg.

Sir,

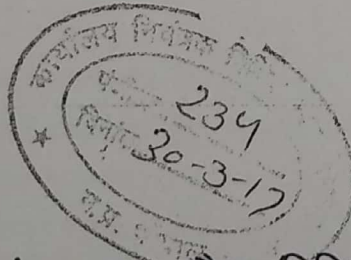
In continuation of this office letter No. WM-10(62)/2016 dated 24.10.2016 and 2.12.2016 (copy enclosed) the undersigned is directed to refer to the above cited subject and to state that it has come to the notice of this Department that in the same city/ District/ State some manufacturers and importers are selling same pre-packaged commodities at different (dual) MRPs. This Department has already circulated a copy of the National Consumer Disputes Redressal Commission's order dated 1.2.2016 to all States and UTs, wherein it was stated that "there cannot be two MRPs, except in accordance with the law".

2. It is advised to check, along with net content checking, at the manufacturing/ importing points that the same pre-packaged commodities are not packed/ released at different MRPs.
3. It is also advised to ensure that at Hotels, Restaurants, dhabas, Airports, Railway Stations, Malls and at many other public outlets the packaged commodities do not have dual MRPs and are not sold at a price higher than MRP, which is a violation of Legal Metrology (Packaged Commodities) Rules, 2011 and Legal Metrology Act, 2009.
4. The assistance of the Director (Legal Metrology) and Deputy Directors, Regional Reference Standards Laboratories may be taken wherever required for net content checking/ inspections etc.
5. Therefore, it is requested to take immediate necessary action to protect the interest of consumers.
6. The action taken in this regard may kindly be informed.

Yours faithfully

Bal Nath Dixit

(B N Dixit)
Director (Legal Metrology)
Tel. No. 23389489/ 23386194
Email: dirwm-ca@nic.in



कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

होशंगाबाद रोड, गायत्री मंदिर के पास भोपाल पिन - 462011

Tele- 0755-2551017 Fax - 0755-2768638 E-mail - cwmbho@mp.nic.in

पृ०क्र० 1611
प्रतिलिपि :-

/नातौ/अ-1(1)/2017

भोपाल दिनांक : 07/04/2017

समस्त उप नियंत्रक/ सहायक नियंत्रक/ निरीक्षक, नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित।

नियंत्रक
नाप-तौल (विधिक मापविज्ञान)
म.प्र. भोपाल

1-10/54/16-WSM Section
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Weights and Measures Unit

Krishi Bhawan, New Delhi-110001

Dated: 8.12.2017

To,

M/s IKEA India Pvt. Ltd.,
DLF Building 9-A, 15th Floor,
Cyber City, Sector-25,
Gurgaon-122002

Subject: Ease of doing business every day, labeling for Single Brand Retailers- reg

Sir,

The undersigned is directed to refer to the above mentioned subject and to enclose herewith copy of order dated 04.12.2017 for your kind information.

Encl: As above

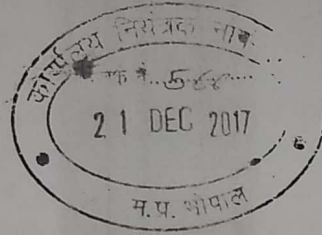
Yours faithfully,

Ashutosh Agarwal
(Ashutosh Agarwal)

Deputy Director, Legal Metrology
For Director of Legal Metrology

Ph: 011-23386194

Email: adwm2-ca@nic.in



1. The NIC Section, Department of Consumer Affairs with request to upload it on the Department's Website.
2. The Controller of Legal Metrology, All States / UTs
3. The Under Secretary (CX.3), Central Board of Excise and Customs, Department of Revenue, Ministry of Finance, Noth Block, New Delhi
4. The Under Secretary (Customs), Department of Revenue, Ministry of Finance, Noth Block, New Delhi
5. The Director, Department of Industrial Policy and Promotion, Udyog Bhawan, New Delhi
6. The Deputy Secretary, Economic Diplomacy Division, Ministry of External Affairs, New Delhi
7. The Forum Coordinator, Association of Indian Medical Device Industry, GL-3, Ashoka Estate, 24, Barakhamba Road, New Delhi-110001
8. e-Commerce Association of India, 122, 1st Floor, Devika Tower, Corporate Business District, Nehru Place, New Delhi:110019

कार्यालय निर्यात निरीक्षण न्याय (विधिक मापविज्ञान) मध्य प्रदेश, भोपाल
होशंगाबाद रोड, गायत्री मंदिर के पास भोपाल पिन - 462011

Tele- 0755-2551017 Fax - 0755-2768638 E-mail - cwmbho@mp.nic.in

भोपाल दिनांक : 28/12/2017

पुं.सं. 5854/नातौ/अ-1(1)/2017

प्रतिनिधि :

समस्त उप निर्यातक/ सहायक निर्यातक / निरीक्षक नाप-तौल (विधिक मापविज्ञान) मध्य प्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित।

निर्यातक
नाप-तौल (विधिक मापविज्ञान)
म.प्र. भोपाल

WM-10(54)/2016

Government of India

Ministry of Consumer Affairs, Food and Public Distribution

Department of Consumer Affairs

Legal Metrology Division

Krishi Bhawan, New Delhi-110001

Dated: 4.12.2017

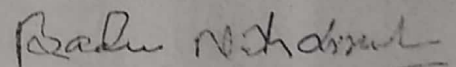
Order

In exercise of the powers conferred by rule 33(1) of the Legal Metrology (Packaged Commodities) Rules, 2011, in respect of Single Brand retail trading entities the Central Government hereby relaxes the manner of declaration of the retail sale price for a period of one year from the date of this order, in the following manner and subject to the conditions mentioned thereunder.

- (1) This order shall be applicable to (a) the products sold under a single brand through exclusive retail stores by such Foreign Single Brand retail trading entities which have approval of investment in India or (b) such domestic entities which fulfill the criteria of single brand retailing, namely the products branded during manufacturing and sold under a single brand through exclusive retail stores;
- (2) Retail sale price of the products displayed for sale on the racks in a store will be made through the labels affixed to the racks. Additionally, the pre-packaged commodities for sale shall contain bar codes on the principal display panel, which will show the retail sale price when read using price scanners available across the store. The above entities shall ensure that Price Scanners are in working condition at all times.
- (3) Once a pre-packaged commodity is imported into the country or manufactured/packaged within the country, the retail sale price of the same shall not be escalated upwards during product lifecycle. For ensuring compliance to the aforementioned requirement and consistency of pricing, the single brand retail entity shall undertake on its own cost to:
 - a) Make the retail sale price information available on its website;
 - b) Print a catalogue of retail sale prices and make the copies of the same available to the Director of Legal Metrology and Controller of Legal Metrology under whose jurisdiction the retail stores are located;
 - c) Deposit the retail sale price information with a third party repository. The repository shall provide information regarding the retail sale price to consumers

who wish to cross verify the same, through a consumer friendly web based App and a call centre with toll free number. Information regarding the aforementioned facility shall be prominently displayed on the website of the single brand retail trading entity and near the billing counter of the store;

- 4) Except for the above mentioned relaxation, the provisions of the Legal Metrology Act, 2009 and rules made there under and other Laws in force shall be applicable to the single brand retail trading entities in the same manner as they apply to others;
- 5) The above mentioned relaxation may be reviewed or withdrawn at any point of time by the central government in case of non-compliance of the conditions by the single brand retail entity, in addition to initiation of action under the Legal Metrology Act and the rules;
- 6) Provisions of this order do not preclude declaration of the MRP on pre-packaged commodities, by means permitted under the Legal Metrology (Packaged Commodities) Rules, if the Single Brand Retail Entity chooses to do so.
- 7) No entity can start availing the relaxation until it satisfies to the Department of Consumer Affairs, Government of India that it fulfils the conditions mentioned above and receives specific approval of the central government.



(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489

Fax.-011-23385322

Email: dirwm-ca@nic.in

Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 19.12.2017

The Controllers of Legal Metrology,
All States/ UTs

Subject: The Legal Metrology (Packaged Commodities) (Amendment) Rules, 2017 vide Notification No. GSR 629(E) dated 23rd June, 2017- Advisory for smooth Implementation regarding

The undersigned is directed to refer to the amendment made in the Legal Metrology (Packaged Commodities) Rules, 2011 vide GSR 629(E) dated 23rd June, 2017 and notified to come into force w.e.f. 1st January, 2018.

2. This is to inform that representations have been received from many Industries and Industry Associations that industry has huge inventory of packaging material which complies with the old rules in respect of font sizes in labeling requirements.

3. It has therefore, been decided to allow the industries to use the old packaging material till 31.03.2018 or till such date the packing material or wrapper is exhausted, whichever is earlier to enable old stocks to be cleared. However affixing of a sticker or stamping or printing or using a tag to make the declarations as per the font size indicated in the rules shall be done. This advisory is being issued to ensure smooth transition accordingly.

4. This issues with the approval of the Competent Authority.

Yours faithfully

(B. N. Dixit)

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: All Industries/ Industry Associations/ Stake Holders

कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

होशंगाबाद रोड़, गायत्री मंदिर के पास भोपाल पिन - 462011

Tele- 0755-2551017 Fax - 0755-2768638 E-mail - cwmmbho@mp.nic.in

पू०अ० ५७४३ /नातौ/अ-1(1)/2017

भोपाल दिनांक : १९/12/2017

प्रतिलिपि :-

समस्त उप नियंत्रक/ सहायक नियंत्रक / निरीक्षक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित।

नियंत्रक
नाप-तौल (विधिक मापविज्ञान)
म.प्र. भोपाल

To,
The Controller,
Legal Metrology
Govt. of NCT of Delhi

Subject: Charging More than MRP in respect of Water Bottle and other beverages- reg.

Sir,

This has come to the notice of this Department that at many places- viz. Railway Stations, Air Ports, Bus Stands and other market places, the traders are selling water bottles and other beverages etc. at prices higher than retail sale price declared on the package.

2. Rule 18(2) of the Legal Metrology (Packaged Commodities) Rules, 2011 states that:

"No retail dealer or other person including manufacturer, packer, importer and wholesale dealer shall make any sale of any commodity in packed form at a price exceeding the retail sale price thereof"

3. Hence, selling over and above MRP is violation of rules.

4. Therefore, it is requested to take appropriate action to stop such practices.

5. An action taken report may kindly be sent to this office for needful.

Yours faithfully,

B. N. Dixit
(B. N. Dixit)

Director of Legal Metrology
Ph: 011-23389489
Email: dirwm-ca@nic.in

Copy to: The Controllers of Legal Metrology of all States/ UTs for kind information and appropriate action

कार्यालय नियंत्रक नाप तौल (विधिक मापविज्ञान) मध्यप्रदेश भोपाल

पृ०क्र० ७/८ /नातौ/अ-१(१)/२०१८

भोपाल दिनांक : २७/०२/२०१८

प्रतिलिपि :-

समस्त उप / सहायक नियंत्रक / निरीक्षक, नाप-तौल (विधिक मापविज्ञान)
मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रेषित।

नियंत्रक
नाप-तौल (विधिक मापविज्ञान)
भोपाल

WM-10(11)/2018
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 24.04.2018

To,
The Controllers of Legal Metrology,
All States/ UTs

Subject:-The Legal Metrology (Packaged Commodities) Amendment Rules, 2017- Guidelines for implementation for online market places - regarding.

Sir,

The undersigned is directed to refer to the amendments made in the Legal Metrology (Packaged Commodities) Rules, 2011 vide GSR 629 (E) dated 23rd June, 2017 and notified to come into force w.e.f. 1st January, 2018.

2. This is to inform that vide the said amendment the online, e-commerce transactions are also brought under the purview of rules, as follows:

"(10) An E-Commerce entity shall ensure that the mandatory declarations as specified in sub-rule (1), except the month and year in which the commodity is manufactured or packed, shall be displayed on the digital and electronic network used for e-commerce transactions:"

3. It is therefore, requested to educate the online operators and create awareness among them for the provisions of the rules so as to ensure compliance.

4. This issues with the approval of the Competent Authority.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: FICCI, ASSOCHAM, PHD Chambers of Commerce, CII and other Industry Associations and online operators for kind information and necessary action.

प्रति. कार्यालय नियंत्रक, नाप-तौल (विधिक मापविज्ञान), मध्यप्रदेश, भोपाल

31/5/18

होशंगाबाद रोड, गायत्री मंदिर के पास, भोपाल, पिन - 462011
Tel. 0755-2551017 Fax-0755-2768638 Email-cwmbho@mp.nic.in

पृ0क्र0 151/नातौ/अ-1(1)/2018

भोपाल, दिनांक: 05/05/2018

प्रतिलिपि :-

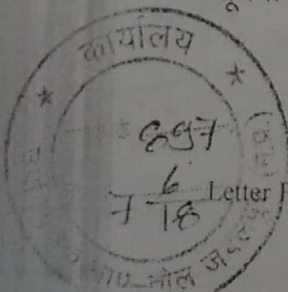
समस्त उप / सहायक नियंत्रक, नाप-तौल (विधिक मापविज्ञान), मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु।

म.प्र.

नियंत्रक

नाप-तौल (विधिक मापविज्ञान)

म.प्र. भोपाल



Letter Pravartan in Mangal

25

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi
Dated: 14.11.2019

To,

The Controllers of Legal Metrology,
All States/ UTs

Subject:- The Legal Metrology (Packaged Commodities) Rules, 2011 - Advisory for enforcement of provisions of Rules for Readymade Garments/ Hosiery products - regarding.

Sir,

The undersigned is directed to refer to the above mentioned subject and to state that references and representations were received from Ministry of Textiles and from Industries Associations that readymade garment industries being subjected to prosecution action for minor inadvertent mistakes on packages, which is adversely affecting their business without any commensurate benefit to the consumers.

2. On the representation of the industries Associations advisories/ guidelines were issued vide this office letter No. WM-10(5)/2016 dated 16.9.2016, 16.12.2016, 31.3.2017 and 7.6.2017 (copy enclosed) requesting to the State Governments to educate the manufacturers and product sellers so that there will be correct understanding of law and its implementation in right spirit.

3. The Enforcement Officers of your State may accordingly be advised for due compliance of the said guidelines.

Yours faithfully,

B. N. Dixit

(B. N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax.-011-23385322

Email: dirwm-ca@nic.in

Copy to: Clothing Manufacturers Association of India for kind information.

कार्यालय, नियंत्रक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश, भोपाल

पृ.क्र.58/0 /नातौ/अ-1(1)एफ-33/2019

भोपाल दिनांक: 04/12/2019

प्रतिलिपि :-

समस्त उप नियंत्रक/ सहायक नियंत्रक / निरीक्षक, नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश की ओर सूचनार्थ एवं आवश्यक कार्यवाही हेतु अग्रहित।

नियंत्रक

नाप-तौल (विधिक मापविज्ञान)

म.प्र. भोपाल

WM-10(5)/2016
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Legal Metrology Division

Krishi Bhawan, New Delhi.
Dated the 16th September, 2016.

To
The Controllers of Legal Metrology,
All States/UTs

Sub: The Legal Metrology (*Packaged Commodities*) Rules, 2011 - Advisory for enforcement of provisions for Readymade Garments/Hosiery products - regarding

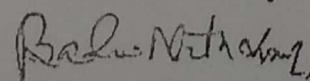
Sir,

The undersigned is directed to refer to the above-mentioned subject and to state that representations have been received from Industries Associations that readymade garment industries are being subjected to prosecution action for minor inadvertent mistakes on packages, which is adversely affecting their business without any commensurate benefit to the consumers.

2. On the representation of the Industries Associations, it is advised that:

- i. The primary objective of the Packaged Commodities Rules 2011 is to provide quantity assurance to the consumers. Therefore, at the time of undertaking enforcement action this should be kept in mind.
 - ii. Rule 33 provides for relaxation under certain circumstances and whenever some minor inadvertent errors take place in the packaging, the manufacturers can approach the Central Government for relaxation which will be examined and dealt with appropriately on a case to case basis.
 - iii. The industry associations have also represented to this Department that in some cases articles which are to be sold piece-wise but a number of pieces packaged together for the sake of convenience in handling and to save them from deterioration, are also being treated as pre-packaged commodities by the field level officers. In this regard, it is to clarify that the definition of 'Package' as in the now repealed standards of Weights and Measures Act, 1976 and the pre-packaged commodities as in the Legal Metrology Act, 2009 are different and field legal metrology officers are expected to understand the difference.
 - iv. There is also a need for education of the manufacturers and product sellers and interaction with them so that there will be correct understanding of law, and its implementations in the right spirit.
3. This issues with the approval of the Competent Authority.

Yours faithfully,



(B.N. Dixit)

Director(LM)

Tele: 011-23389489/Fax:011-23385322

WM-19(134)/2018

Government of India

Ministry of Consumer Affairs, Food and Public Distribution

Department of Consumer Affairs

Legal Metrology Division

Krishi Bhawan, New Delhi

Dated: 14.01.2019

To,

The Controller of Legal Metrology,
All States/ UTs**Subject: Verification and Stamping of weights and measures under the Legal Metrology Act, 2009 and rules made there under.**

Sir,

The undersigned is directed to refer to the above mentioned subject and to state that Section 24(1) of the Legal Metrology Act, 2009 states that:

"24. Verification and stamping of weight or measure. (1) Every person having any weight or measure in his possession, custody or control in circumstances indicating that such weight or measure is being, or is intended or is likely to be, used by him in any **transaction or for protection**, shall, before putting such weight or measure into such use, have such weight or measure verified at such place and during such hours as the Controller may, by general or special order, specify in this behalf, on payment of such fees as may be prescribed."

Where the words transaction and protection are defined under Section 2(u) and Section 2(k) of the said Act as follows:

"2 (u) **"transaction"** means,-

- (i) any contract, whether for sale, purchase, exchange or any other purpose, or
- (ii) any assessment of royalty, toll, duty or other dues, or
- (iii) the assessment of any work done, wages due or services rendered;

2 (k) **"protection"** means the utilization of reading obtained from any weight or measure, for the purpose of determining any step which is required to be taken to safeguard the well-being of any human being or animal, or to protect any commodity, vegetation or thing, whether individually or collectively;"

2. Therefore the weights and measures used for any transaction and for protection shall be verified and stamped. The enforcement officers may be directed to verify and stamp

only those weights and measures, which are covered under the terms transaction and protection defined under the Act.

3. Further the enforcement officers may be directed not to insist for the verification of weights and measures used for internal use in the industries, if these weights and measures do not affect the quantity delivered to the consumers and are not used for any transaction or for protection.

Yours faithfully

B.N. Dixit

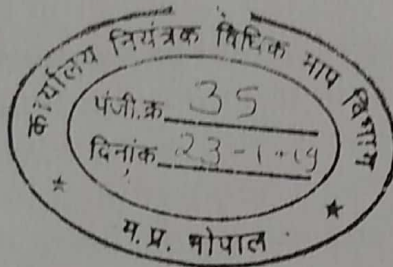
(B.N. Dixit)

Director of Legal Metrology

Tel: 011-23389489/ Fax. 23389422

Email: dirwm-ca@nic.in

Copy to: Industries Associations, FICCI, PHD Chamber of Commerce, CII for kind information.



कार्यालय, नियंत्रक नाप-तौल (विधिक मापविज्ञान) मध्यप्रदेश, भोपाल

I-19/20/2021-W&M Section
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Weights and Measures Unit

Krishi Bhawan, New Delhi-110001
Dated: 16.03.2021

To,
The Controller of Legal Metrology,
All States/UTs

Subject: Registration of manufacturers/packers/importers required u/r rule 27 of Legal Metrology (Packaged Commodities) Rules, 2011 – reg.

Sir,

The undersigned is directed to refer to the above mentioned subject and to state that under rule 27 of Legal Metrology (Packaged Commodities) Rules, 2011 every person who or which pre-packs or imports any commodity for sale, distribution or delivery shall make an application, accompanied by a fee of rupees five hundred, to the Director (LM) or the Controller for the registration of his or its name and complete address.

2. It has come to the notice that even on availability of registration certificate issued by State Governments, the Legal Metrology Officers are asking to submit the certificate issued by Director (LM).

3. Offer Rule 27 of the Legal Metrology (Packaged Commodities) Rules, 2011 registration of manufacturers/ packers/ importers may be done either by Controllers of Legal Metrology of States/UTs or by Director (LM).

4. Therefore, it is requested to direct field staff to ensure the compliance of the provisions of the Act and Rules made thereunder.

Yours faithfully,

Ashutosh Agarwal
(Ashutosh Agarwal)

Deputy Director, Legal Metrology

For Director of Legal Metrology

Ph: 011-23386194

Email: ashutosh.agarwal13@nic.in

Copy to: FICII / CII / PHD / ASSOCHAM for kind information.

कार्यालय, नियंत्रक नाप-तौल मध्यप्रदेश, भोपाल

पृ.क्र. 154/नातौ/अ-1(1)एफ-33/2021

भोपाल दिनांक: 16/04/2021

प्रतिलिपि :-

समस्त उप नियंत्रक/ सहायक नियंत्रक / निरीक्षक नाप-तौल मध्यप्रदेश की ओर
सूचनार्थ एवं आवश्यक कार्यवाही हेतु।

S. Jain
नियंत्रक

नाप-तौल, म.प्र. भोपाल

Sd/- 26/3/21

1-19/20/2021-W&M Section
Government of India
Ministry of Consumer Affairs, Food and Public Distribution
Department of Consumer Affairs
Weights and Measures Unit

Krishil Bhawan, New Delhi-110001
Dated: 26.03.2021

To,
The Controller of Legal Metrology,
All States/UTs

Subject: Directions for smooth implementation of provisions of LM Act/ Rules made thereunder - reg.

Sir,

The undersigned is directed to refer to the above mentioned subject and to state that:

4.2/8
(i) It has come to the notice that there is no uniformity of test weights requirement for testing of weighing machines/ weighbridges. Most of the State enforcement officers require standard weights of 1/10th of machine capacity whereas few States requires 1/3rd of machine capacity.

As per the Model Enforcement Rules circulated to/ framed by the State Governments, it is provided that the user of weighing instrument shall keep at the site of each weighing instrument duly verified and stamped weights equal to one-tenth of the capacity of the instrument or one tonne whichever is less.

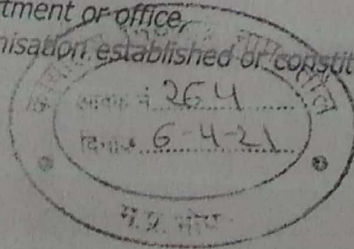
Therefore, in the interest of industries, it is advised to direct field staff to ensure the compliance of the provisions of Rules.

(ii) Under the Legal Metrology (Packaged Commodities) Rules, 2011 the secondary packing used for Transportation does not require any labelling as the package is not for sale. The declarations are required to be made on every retail package or wholesale package only. The enforcement officers may be directed accordingly.

(iii) Under Rule 6(2) of the Legal Metrology (Packaged Commodities) Rules, 2011 it is mandatory to declare name, address and contact details of the person who can be contacted in case of any consumer complaint. The meaning of person is defined under section 2(m) of the Act as follows:

(m) "person" includes,-

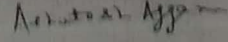
- (i) a Hindu undivided family,
- (ii) every department or office,
- (iii) every organisation established or constituted by Government,



- (iv) every local authority within the territory of India,
(v) a company, firm and association of individuals,
(vi) trust constituted under an Act,
(vii) every co-operative society, constituted under an Act,
(viii) every other society registered under the Societies Registration Act, 1860;

Therefore, the declaration of name of the company is sufficient compliance of provisions of rules.

Yours faithfully,



(Ashutosh Agarwal)

Deputy Director, Legal Metrology

For Director of Legal Metrology

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Copy to: FICII / CII / PHD / ASSOCHAM for kind information,

कार्यालय, नियंत्रक नाप-तौल मध्यप्रदेश, भोपाल

पु.क्र. 1562/नाली/अ-1(1)एफ-33/2021

भोपाल दिनांक: 16/04/2021

प्रतिलिपि :-

समस्त उप नियंत्रक/ सहायक नियंत्रक / निरीक्षक नाप-तौल मध्यप्रदेश की ओर
सूचनार्थ एवं आवश्यक कार्यवाही हेतु।


नियंत्रक

नाप-तौल, म.प्र. भोपाल