

L. A. BILL No. XXIX OF 2022.

A BILL

*further to amend the Maharashtra Agricultural Produce Marketing
(Development and Regulation) Act, 1963.*

5 WHEREAS both Houses of the State Legislature were not in session ;

Mah. XX
of 1964.
10 Mah.
Ord. XI
of 2022.
AND WHEREAS the Governor of Maharashtra was satisfied that
circumstances existed which rendered it necessary for him to take
immediate action further to amend the Maharashtra Agricultural
Produce Marketing (Development and Regulation) Act, 1963, for the
purposes hereinafter appearing and, therefore, promulgated the
Maharashtra Agricultural Produce Marketing (Development and
Regulation) (Amendment) Ordinance, 2022, on the 22nd November 2022 ;

AND WHEREAS it is expedient to replace the said Ordinance by an
Act of the State Legislature; it is hereby enacted in the Seventy-third Year
15 of the Republic of India as follows :—

Short title and
commence-
ment.

1. (1) This Act may be called the Maharashtra Agricultural Produce Marketing (Development and Regulation) (Amendment) Act, 2022.

(2) It shall be deemed to have come into force on the 22nd November 2022.

Amendment
of section
13 of Mah.
XX of 1964.

2. In section 13 of the Maharashtra Agricultural Produce Marketing (Development and Regulation) Act, 1963 (hereinafter referred to as “the principal Act”) in sub-section (1), in clause (a), the words “whose names appear in the voter’s list for the concerned constituency and” shall be deleted. 5 Mah. XX of 1964.

Repeal of
Mah. Ord.
XI of 2022
and saving.

3. (1) The Maharashtra Agricultural Produce Marketing (Development and Regulation) (Amendment) Ordinance, 2022, is hereby repealed. 10 Mah. Ord. XI of 2022.

(2) Notwithstanding such repeal, anything done or any action taken (including any notification or order issued) under the principal Act, as amended by the said Ordinance, shall be deemed to have been done, taken or issued, as the case may be, under the corresponding provisions of the principal Act, as amended by this Act. 15

STATEMENT OF OBJECTS AND REASONS

Section 13 of the Maharashtra Agricultural Produce Marketing (Development and Regulation) Act, 1963 (Mah. XX of 1964) provides for constitution of Agricultural Produce Market Committee consisting of representations from agriculturists, traders, commission agents, hamals and weighmen.

2. At present the Agricultural Produce Market Committees consists of agriculturists elected from the agriculturist residing in market area whose names appear in the voters list for the concerned constituency and satisfy other criteria specified in clause (a) of sub-section (1) of section 13 of the said Act. The Government considered it expedient to provide that any agriculturist should have right to contest the election of Agricultural Produce Market Committee irrespective of whether his name appears in the voters list or not. Therefore, to enable all the agriculturists residing in the Market area, fulfilling the other criteria specified therein, to contest the election of Agricultural Produce Market Committees, clause (a) of sub-section (1) of section 13 of the said Act was proposed to be amended suitably.

3. As both Houses of the State Legislature were not in session and the Governor of Maharashtra was satisfied that circumstances existed which rendered it necessary for him to take immediate action further to amend the Maharashtra Agricultural Produce Marketing (Development and Regulation) Act, 1963, for the purposes aforesaid, the Maharashtra Agricultural Produce Marketing (Development and Regulation) (Amendment) Ordinance, 2022 (Mah. Ord. XI of 2022), was promulgated by the Governor of Maharashtra on the 22nd November 2022.

4. The Bill is intended to replace the said Ordinance by an Act of the State Legislature.

Mumbai,

Dated the 5th December, 2022.

EKNATH SHINDE,

Chief Minister.

*ANNEXURE TO THE L. A. BILL No. XXIX OF 2022- THE
MAHARASHTRA AGRICULTURAL PRODUCE MARKETING
(DEVELOPMENT AND REGULATION) (AMENDMENT)
BILL, 2022.*

**[Extracts from the Maharashtra Agricultural Produce Marketing
(Development And Regulation) Act, 1963]**

(Mah. XX of 1964)

1. to 12. * * * *

13. (1) Subject to the provisions of sub-section (2) every market committee shall consist of following members namely :—

Constitution
of market
committees.

(a) fifteen agriculturists residing in the market area being persons whose names appear in the voter's list for the concerned constituency and who are not less than twenty one years of the age on the date specified, from time to time, by the State Co-operative Election Authority, if required with the help of the Collector or the District Deputy Registrar, as the case may be, in this behalf, as specified below :—

(i) eleven (of which, two shall be women, one shall be a person belonging to Other Backward Classes and one shall be a person belonging to De-notified Tribes (Vimukta Jatis) or Nomadic Tribes) shall be elected by members of the Managing Committees of the Agricultural Credit Societies and Multi-Purpose Co-operative Societies (within the meaning of the Maharashtra Co-operative Societies Act, 1960 and the which disburse the crop loan to its members), functioning in the market area :

Provided that, where the Market Committee is situated in Tribal areas, one person belonging to the Scheduled Tribes shall be elected in place of the election of the person belonging to the De-notified Tribes (Vimukta Jatis) or Nomadic Tribes as aforesaid; and

(ii) four (of which, one shall be a person belonging to the Scheduled Castes or Scheduled Tribes and one shall be a person belonging to Economically Weaker Section), shall be elected by members of village panchayats functioning in the market area.

(b) to (g) * * * *

(1A) and (1B) * * * *

14. to 66. * * * *

SCHEDULE * * * *

MAHARASHTRA LEGISLATURE
SECRETARIAT

[L. A. BILL No. XXIX OF 2022.]

**[A Bill further to amend the
Maharashtra Agricultural Produce
Marketing (Development And Regulation)
Act, 1963.]**

[SHRI EKNATH SHINDE,
Chief Minister.]

RAJENDRA BHAGWAT,
Principal Secretary,
Maharashtra Legislative Assembly.