



THE NAME OF LOCAL GOVERNMENT
REGULATIONS OF THE TRADE OF CHEMICALS
{MODEL} BYE-LAWS, 2019

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LOCAL GOVERNMENT & COMMUNITY DEVELOPMENT DEPARTMENT,

**THE [NAME OF LOCAL GOVERNMENT] REGULATIONS OF THE
TRADE OF CHEMICALS BYE-LAWS, 2019**

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**THE [NAME OF LOCAL GOVERNMENT] REGULATIONS OF THE
TRADE OF CHEMICALS BYE-LAWS, 2019**

PREAMBLE:

WHEREAS it is expedient to control the acid throwing incidents and to regulate the trade of chemicals, liquid or otherwise;

AND WHEREAS the circumstances exist that render it necessary to take immediate steps to frame the *Local Government Regulations of the Trade of Chemicals Bye-Laws, 2019*;

AND WHEREAS under Section 310 of the Punjab Local Government Act, 2019 Metropolitan Corporation, Municipal Corporation, Municipal Committee, Town Committee and Tehsil Council may, in its ambit of responsibilities, make bye-laws to carry out the purposes of the act *ibid*;

NOW, THEREFORE, in exercise of the aforesaid powers and all other enabling powers in this behalf, *Local Government* _____ through resolution No. _____ dated _____ has approved the following bye-laws which are hereby notified:-

1. Short title, extent and commencement.- These Bye-laws may be called "The [*Name of Local Government*] Regulations of the Trade of Chemicals Bye-Laws, 2019".

- (i) These Bye-laws shall extend to the whole area of the [*Name of Local Government*].
- (ii) These Bye-laws shall come into force with immediate effect.

2. Definitions.- (1) In these bye-laws, unless there is anything repugnant in the subject or context the following terms and expressions shall have the meanings hereby assigned to them:

- (i) **"Chemical"** means corrosive substances including acids and alkalis and their derivatives which are injurious for human body and may cause hurt to the life or damage, deface or dismember any organ of the human body when these are come into contact with skin but not limited to hydrofluoric acid, hydrochloric acid, nitric acid, trichloroacetic acid, sulfuric acid, perchloric acid, fluoroantimonic acid, sodium hydroxide, potassium hydroxide and their derivatives with similar properties;
- (ii) **"Licence"** means permission of Local Government to carry on trade of chemicals in accordance with the provisions of these bye-laws;
- (iii) **"Licencee"** means a person who has a licence under these bye-laws;
- (iv) **"Act"** means the Punjab Local Government Act, 2019;
- (v) **"Trade"** means a business of storing, keeping, buying or selling the chemical.

(2) Words and expressions used herein but not defined in these bye-laws shall have the same meanings as are assigned to them in the Act.

3. Prohibition.- No person shall carry on the trade without having licence under these bye-laws.

4. Application for grant of licence.- (1) If a person intends to carry on the trade of chemical anywhere in the territorial limits of [*Name of Local Government*], shall apply to the Deputy Commissioner, or an officer specifically authorized by him in writing, for grant of a licence in this behalf.

(2) No application for grant of licence shall be entertained unless submitted on prescribed **Form-I** and accompanied by the following documents:

- (a) Copy of CNIC of the applicant;
- (b) Passport size recent photograph;
- (c) Description of the premises;
- (d) Applicant's ownership/title documents in respect of the premises/place wherein the trade is to be undertaken;
- (e) Tenancy agreement, if any; and
- (f) Receipt/Challan Form of payment of licence fee.

(3) On receipt of an application, the Deputy Commissioner or any Officer authorized by him, may cause inspection of the premises within a period of one week.

(4) After the period of one week, either the licence shall be granted on **Form-II** for a financial year ending on 30th June or a refusal with reasons(s) shall be communicated to the applicant in writing on **Form-III**, within a period of fortnight.

(5) The licence shall be terminated on the death of the licensee.

(6) The licence shall be non-transferable.

5. Fee for licence.- Fee for new licence and renewal fee shall be levied by the [Name of Local Government] under Section 156 of the Act and determined in accordance with the procedure laid down in the Punjab Local Government (Taxation), Rules 2016.

6. Action against unlicensed trade.- Any person who was, on the date of notification of these bye-laws carrying on the trade in any part of [name of Local Government] shall be bound to immediately apply for a licence for carrying on the trade under these bye-laws. In case of non-compliance, the premises of such trade shall be sealed.

7. General conditions for licence.- The licensee shall;

(1) observe the prescribed terms and conditions under these bye-laws;

(1) keep the licence at the licensed premises and the Licence No./Registration No. shall be displayed at a conspicuous place in the premises.

- (2) not in any case use or allow to be used licenced premises for any other purpose other than the one for which licence has been issued;
- (3) maintain and keep a Register on the premises in which he shall enter all the record of sale of the chemicals as per **Form-IV**;
- (4) get his licence renewed in the month of July each year on payment of prescribed fee; and
- (5) intimate the Local Government on closing of the trade or any change in the premises/location.

8. Permission for purchase of chemical.- A person intending to purchase the chemical shall apply to the Deputy Commissioner or an officer authorized by him for purchase of the chemical on **Form-V**.

9. Quantity of chemical.- (1) The Name of Local Government shall determine the quantity of chemical to be retained by a licensee at a time.

(2) The Name of Local Government shall determine the quantity of chemical intended to be purchased by a person.

10. Sale of Chemical.- (1) The licensee shall not sell the chemical to any person unless he has written permission [*in original*] of the respective Deputy Commissioner or an officer authorized by him.

(2) He shall retain the original copy of the permission and keep it in the record.

(3) He shall not sell the quantity more than the quantity allowed in the permission.

11. Maintenance of record of applications for grant/renewal of licences.- (1) The Local Government shall maintain the record of the applications for grant and renewal of licences as per **Form-VI**.

(2) The Local Government shall check the record of sale/ purchase of chemicals of the licensee periodically.

12. Cancellation of licence.- (1) The Local Government may cancel the licence in case of violation of any provision of these bye-laws by the licensee.

(2) Before cancellation of licence, the licensee shall be informed in writing.

(3) No licence shall be cancelled without affording an opportunity of hearing to the licensee.



13. Power of the Local Government.- The Name of Local Government may direct the licensee to remove any chemical immediately or confiscate any chemical in case of threat of health hazard.

14. Public awareness.- The Local Government shall make arrangements of public awareness through posters, notice boards, newspapers and electronic media regarding the enforcement of these bye-laws and the responsibilities of the licensee.

15. Appeals.- Any person aggrieved by an order passed under these bye-laws may file appeal under section 301 of the Act to the Appellate Authority as prescribed under the Punjab Local Government (Appeal) Rules, 2017.

16. Penalties.- A person doing an act without licence or permission shall be proceeded against under section 277 read with the Serial No.J-64 of Fifteenth Schedule of the Act, for imposition of punishment or fine thereon.

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FORM-I

[See bye-law 4(2)]

To

The Deputy Commissioner,
-----Subject:- **APPLICATION FOR GRANT OF LICENCE FOR THE TRADE OF
CHEMICAL**

Sir,

I intend to carry on the trade of _____.

2. I may kindly be permitted and granted a licence for carrying on the trade of chemical for one year ending 30th June (Year).3. I intend to keep the following chemicals in the quantity mentioned against each [*mention the name and quantity of each chemical*] or as may be allowed:-

Sr. No.	Name of the Chemical	Maximum Quantity to be retained at a time

4. I under-take to abide by all the rules and bye-laws applicable to the subject matter, as directed and conveyed by the {*Name of Local Government*} from time to time.

5. After the expiry of the licence period, I will myself apply for renewal of the licence.

Applicant's signature _____
 Applicant's Name _____
 Father's/Husband's Name _____
 CN.I.C No. _____
 Residential Address _____
 Contact No. _____
 Description of Premises _____
 Contact No. _____

The following documents are enclosed:

- (a) Copy of CNIC of the applicant;
- (b) Passport size recent photograph;
- (c) Description of the premises;
- (d) Title of the property;
- (e) Tenancy Agreement, if any; and
- (f) Receipt/ Challan Form regarding payment of licence fee.

FORM-II
[See bye-law 4(4)]

Local Government

Photograph
of licensee

From

The Local Government,

To

(Name) _____
Address _____

Subject:- **LICENCE FOR CARRYING ON THE TRADE OF CHEMICALS**

With reference to your application dated _____ for grant of licence, you are hereby granted a licence for carrying on the trade of Chemicals _____ as requested.

2. During the term of licence you will abide by all prescribed terms and conditions and bye-laws on the subject matter and as may be directed or conveyed by the Local Government from time to time.

The licence is granted to you as per following particulars:-

Name _____
Father's / Husband's Name _____
CN.I.C No. _____
Term of licence 1st July, 20---- to 30th June, 20----
Licence Fee Paid _____
Address _____
Description of the premises _____
Maximum quantity of each chemical allowed to retain:

Sr. #	Name of Chemical	Maximum quantity to be retained at a time

DEPUTY COMMISSIONER

FORM-III
[See bye-law 4(4)]

Local Government

No. _____

Dated _____

To

(Name) _____

Address _____

Subject:- **REJECTION OF APPLICATION FOR GRANT OF LICENCE**

Reference your application dated _____ for grant of licence for carrying on the trade of Chemical at _____ in the jurisdiction of Local Government.

2. It is intimated that your application for grant of licence has been rejected on the following grounds:

- (i) _____
- (ii) _____
- (iii) _____



DEPUTY COMMISSIONER

FORM-IV
[See bye-law 7(3)]

Name of the licensee. _____

Licence No. _____

Name of chemical	
Permission No. and Date	
Quantity sold	
Date of sale	
Name and address of purchaser with CNIC No.	
Purpose of which the chemical was sold	
Signature and thumb impression of the purchaser	
Signature of vendor/licencee	

Note: Original copy of the permission shall be annexed.

FORM-V
[See bye-law 8]

To

The Deputy Commissioner,

Subject:- **APPLICATION FOR GRANT OF PERMISSION TO PURCHASE THE
CHEMICAL**

Sir,

I intend to purchase [name of the chemical] in a quantity of [mention
the quantity] for the purpose of [mention the purpose].

2. I assure that I am over 18 years of age. I shall not use the chemical
except for the purpose mentioned above.

Applicant's signature _____

Applicant's Name _____

Father's/Husband's Name _____

CNIC NO. _____

Residential Address _____

Contact No. _____



The following documents are enclosed:

Copy of CNIC of the applicant;

FORM-VI
[See bye-law 11(1)]

[Name of Local Government]

Name and address of the applicant	
Licence No. [if granted]	
Date of issue	
Licence renewed on-----or otherwise	
Reasons for rejection of licence [in case of rejection]	

