

(Department of Industrial Development)

The Scheduled Industries (Submission of Production Returns) Rules, 1979.

(As amended up to _____).

1* S.O. 328(E) the 3rd May, 1979 - Whereas the draft of certain rules which the Central Government proposed to make in exercise of the powers conferred by sub-section (1) read with clause (g) of sub-section (2) of section 30 of the Industries (Development and Regulation) Act, 1951 (65 of 1951) was published as required by sub-section (1) of that section at pages 1558 to 1560/9 of the Gazette of India extraordinary Part II-Section 3 sub-section (ii) dated the 16th December, 1978 with the notification of the Government of India in the Ministry of Industry, Department of Industrial Development No. S.O. 13(E)/30/IDR/78, dated the 16th December, 1978, inviting objections or suggestions from all persons likely to be affected thereby before the expiry of sixty days from the publication of the draft rules in the Official Gazette;

And whereas the said Gazette was made available to the public on the 28th December, 1978;

And whereas the suggestions received have been considered by the Central Government:

Now, therefore, in exercise of the powers conferred by section 30 of the industries (Development and Regulation) Act, 1951 (65 of 1951), the Central Government hereby makes the following rules, namely:-

1. Short title: (i) These rules may be called the Scheduled Industries (Submission of Production Returns) Rules, 1979.

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

2. Application: These rules shall apply to all the industries specified in the First Schedule to the Act, except industries engaged in the manufacture or production of aircraft, arms and ammunition and all articles mentioned under the heading “23. Textiles (including those dyed, printed or otherwise processed)”, in the aforesaid First Schedule, not being those made wholly or in part of jute, including jute twine and rope.

1. Published in the Gazette of India, Extraordinary, 1979, Part II, Section 3 (ii)

3. Definitions: In these rules, unless the context otherwise requires,-

- (a) 'Act' means the Industries (Development and Regulation) Act, 1951 (65 of 1951);
- (b) "Form" means a form attached to these rules.

4. Submission of returns: (1) The owner in relation every industry to which these rules apply shall submit a monthly return-

- (a) in the case of any industrial undertaking borne on the register of the Directorate General of Technical Development and engaged in the manufacture of any article specified in the annexure to form 'A' in Form-A'
- (b) in the case of any other industrial undertaking borne on the register of the Directorate General of Technical Development, in Form -B;
- 1* [(c) in the case of industrial undertakings borne on the register of the Iron and Steel Controller in Form 'C' or proformae prescribed by the Iron and Steel Controller;]
- (a) in the case of small scale units, in Form-D.

Furnishing information in regard to the matters specified in the respective form to-

- (i) in case referred to in clause (a) or (b), the Directorate General of Technical Development and the Ministries administratively concerned with such industry;
- (ii) in the case referred to in clause (c), the Iron and Steel controller and the Department of Steel; and
- (iii) in the case referred in clause (d), the State Director or Commissioner of Industries, the Development Commissioner (Small Scale Industries), New Delhi and the Small Industries Service Institute.

(2) Every return in Form-B shall be submitted also-

- (a) where it relates to the manufacture or production of coal, hard coke, soft coke in respect of each individual colliery unit and plant to the Coal Controller;
- (b) where it relates to the manufacture or production of vanaspati, to the Vanaspati Directorate; and
- (c) where it relates to the manufacture or production of sugar, to Sugar Directorate.

(3) The return in relation to any month referred to in sub-rule (1) shall be submitted before the expiry of the 15th of the month next following.

Provided that where any Form indicates that any information is to be furnished at other intervals that the interval specified by this rule, such information shall be furnished at such other intervals.

1* Substituted by S.O. 700(E), dated 29.8.1980.

(4) Every return referred to in sub-rule (1) submitted to the Director General, Technical Development, the Iron and Steel Controller and the authorities referred to in sub-rule (2), shall be accompanied by one copy thereof certified as true copy by the owner in relation to any industry submitting the return.

5. Penalties: Whoever contravenes any of the provisions of these rules shall be punishable under section 24 of the Act.
