

## CHAS MUNICIPAL CORPORATION

BOKARO DISTRICT, JHARKHAND

### NOTIFICATION

CHAS, 1817 / NULM / 2018 Dated - 23.04.18

[Reference number of the department] – In exercise of the powers conferred by section 37 of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act 7 of 2014), and subject to the other provisions of the Act, rules or scheme made there under, the **Chas Municipal Corporation**, hereby makes the following bye-laws for the street vending, namely: -

#### Chapter-I

#### Preliminary

1.1 Short title and commencement. - (1) This Bye-laws may be called the Street Vendor (Protection of Livelihood and Regulation of Street Vending) Bye-laws, 2018 for **Chas Municipal Corporation**. (2) It shall come into force on the date of its publication.

1.2 Definitions. - In these bye-laws, unless the context otherwise requires. -

- a) "Act" means the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act 7 of 2014)
- b) "Plan" means a plan prepared under section 21 of the Act;
- c) "Rules" means Jharkhand State Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules 2015;

- d) "Scheme" means the scheme framed under section 38 of the Act;
- e) "Town Vending Committee" means a town vending committee constituted under the rules;
- f) "Street Vendor" means a person engaged in vending of articles, goods, wares, food items or merchandise of everyday use or offering services to the general public, in a street, lane, sidewalk, footpath, pavement, public park or any other public place or private area, from a temporary built up structure or by moving from place to place and includes hawker, peddler, squatter and all other synonymous terms which may be local or region specific; and the words "street vending" with their grammatical variations and cognate expressions, shall be construed accordingly.
- g) "Stationary Vendors" means street vendors who carry out vending activities on regular basis at a specific location
- h) "Mobile Vendors" means street vendors who carry out vending activities in designated area by moving from one place to another place vending their goods and services.
- i) "Holding Capacity" means the maximum number of street vendors who can in any vending zone and has been determined as such by the local authority on the commendations of the Town Vending Committee.
- j) "Local Authority" means a Municipal Corporation or a Municipal Council or a Nagar Panchayat, by whatever name called, or the Cantonment Board, or as the case may be, a civil area committee appointed under section 47 of the Cantonment Act, 2006(41 of 2006) or such other body entitled to function as a local authority in any city or town to provide civic services and regulate street vending and includes the "planning authority" which regulates the land use in that city or town.
- k) "Planning Authority" means an Urban Development Authority or any other authority in any city or town designated by the appropriate Government as responsible for regulating the land use by defining the precise extent of areas for any particular activity in the master plan or development plan or zonal plan or layout plan or any other spatial plan which is legally enforceable under the applicable Town and Country Planning Act or the Urban Development Act or the Municipal Act, as the case may be.
- l) "Notification" means a notification published in the Official Gazette and the term "notify" shall be construed accordingly.
- m) "Vending Zone" means an area or a place or a location designated as such by the local authority, on the recommendations of the Town Vending Committee, for the specific

use by street vendors for street vending and includes footpath, side walk, pavement, embankment, portions of a street, waiting area for public or any such place considered suitable for vending activities and providing services to the general public.

## Chapter-II

### Regulation and Manner of Vending Zones

#### 2.1 In the No-Vending Zone, -

- 2.1.1 "200 meters" buffer from the entry and exit points of important government buildings, like State Secretariat, State Assembly, High Court, District Collectorate, office of District Panchayat, Municipal Corporation, Municipality, Nagar Panchayat, Courts, Cantonment Board, Fire Stations etc.
- 2.1.2 "50 meters" buffer from the entry and exit points of railway Stations.
- 2.1.3 "50 meters" buffer on both the sides of railway crossing falling within the City limits.
- 2.1.4 "50 meters" buffer from the entry and exit points of bus terminus.
- 2.1.5 "200 meters" buffer areas as Archaeological Sites and Remains Act 2010 and the State Archaeological Monuments and Archaeological Monument Protection Act.
- 2.1.6 The areas prohibited under the provisions of the Built Heritage Conservation Rules.
- 2.1.7 "50 meters" buffer from any crossing of two or more roads on all sides.
- 2.1.8 "50 meters" buffer on both the sides from the entry and the exit of any educational institution.
- 2.1.9 A buffer of 200 meters, which the state has prohibited from being used as vending space from the angle of security.
- 2.1.10 Any other area which the Local Body in constitution with the Town Vending Committee considers fit to be included in the category of no vending zone.

Note: No existing market or a natural market identified under the survey be included as a No-Vending zones.

## 2.2 In the Restricted Vending Zone, -

- 2.2.1 No stationary street vending on a road having width equal to "3.5 meters". However, street vending may be allowed if such road is declared as no vehicular road.
- 2.2.2 No stationary street vending on a road having width between "6 meters" to "9 meters". However, street vending may allow if such road is declared as one-way vehicular road.
- 2.2.3 Only one side stationary street vending on a road having width between "12 meters" to "24 meters" while both side stationary vending may be allowed on a road having road width of "30 meters" and above.
- 2.2.4 The number of street vendors shall be decided by considering the holding capacity of each designated vending area on such a road.

### Note:

- Such stationary vending shall be allowed after taking the clearance from traffic police regarding the smooth vehicular and pedestrian movement. If required, road side parking may be banned in such area where street vending is allowed.
- Mobile vending may be allowed on such roads after consideration of the traffic and pedestrian movement.

## 2.3 In the Restriction Free Vending Zone, -

- 2.3.1 The number of street vendors shall be decided by considering the holding capacity of each designated vending area on such zone by the town vending committee.

### Chapter-III

#### Monthly Maintenance Charges in Vending Zones

3.1 The monthly maintenance charges to be paid to the local authority for the civic amenities and facilities in the vending zones shall be according to the category of the street vendors and the status of the market. The categories of the vendors and markets shall be decided by the town vending committee.

3.2 The charges under clause (3.1) shall not be less than **Rs. 150** and more than **Rs. 1500** per month.

3.3 Every year a minimum **10 Per cent** charges shall be increased.

3.4 The local authority may collect the maintenance charges annually instead of monthly, if it deems fit. In case of annual payment, one-month maintenance charge may be given as discount.

The monthly maintenance charges shall be according to the category of the street vendors and the status of the market. Category of the vendors and or market shall have to be decided by the Town Vending Committee.

### Chapter-IV

#### Determination of penalty in Vending Zones

If any street vendor-

4.1 Who fails to relocate or vacate the place specified in the certificate of vending,

4.2 Indulges in vending activities without the certificate of vending or contravenes the term of certificate of vending

4.3 contravenes any other terms and conditions specified for the purpose of regulating street vending under the Act, rules or scheme made there under,

Shall be liable to pay a penalty for each such offence, which may extend to rupees **two thousand** as may be determined by the local authority.

## Chapter-V

### Regulation of collection of taxes in Vending Zones

The local authority shall collect taxes for use of land by the vendor, which shall be **three times** of the levy imposed on unauthorized settlement or **Rs. 300** whichever is higher.

The taxes shall be decided by local authority. These taxes for state Urban property according to the criterion of street, types of vendor and seasonal vendor etc. There may be reforms in taxes and its enforcements as according within departments and local authority level. The tax amount are as follows;

- 5.1 "10%" per cent of the calculated amount shall be imposed on the stationary vendor for property tax. The calculated amount shall be annually but payable monthly.
- 5.2 "7%" per cent of the calculated amount shall be imposed on the mobile vendor for property tax. The calculated amount shall be annually but payable monthly.
- 5.3 "15%" per cent of the calculated amount shall be imposed on the seasonal vendor and vendor of weekly market for property tax. The calculated amount shall be annually but payable on daily basis.
- 5.4 "25%" per cent more than (from other markets) the calculated amount shall be payable in the high vending areas for property tax.

## Chapter-VI

### Regulation of traffic in Vending Zones

- 6.1 The street having Right of way equal to "3.5m" may declare as no-vehicular road (pedestrian way), if it is dedicated to vending purpose.
- 6.2 The street having Right of way from "6m" to "9m" may declare as one-way vehicular road and another way be utilized for vending purpose.
- 6.3 Only one-side vending activities are allowed in streets having Right of way from "12m" to "24m".
- 6.4 Two-side vending activities are allowed in streets having Right of way "30m" and above.

- 6.5 No street vending activities are permissible adjacent to the main road (section 31.3, JSV scheme 2017). It is then fully utilized for traffic circulation.
- 6.6 No street vending shall be permissible within "50m" buffer of crossing of two or more roads, railway crossing and declared heritage structure by the local authority.

## Chapter-VII

### Regulation of the quality of product and Services provided to public in Vending Zones

If any street vendor-

- 7.1 Who does not abide the standards related to hygiene.
- 7.2 Who sells liquor or explosive materials.
- 7.3 Who found to have any kind of illegal/unethical business in their business (vending) operation.

Shall be liable to get his/her vending certificate suspend or cancel for each such offence.

## Chapter-VIII

### Regulation of Civic Services in Vending Zones

If any street vendor-

- 8.1 Who spread garbage or dirt in spite of all its assigned sales coverage foot warnings.
- 8.2 Who are found to use standard against plastic/polythene carry bags.
- 8.3 If the vendor fails to pay the vending fees, set by the local authority within the prescribed time limit.

Shall be liable to get his/her vending certificate suspend or cancel for each such offence.

## Chapter-IX

### Regulation of Such Other Matters in Vending Zones as may be necessary

If any street vendor-

- 9.1 Who does not abide the rule and regulation framed by the local authority.
- 9.2 Who employee child below age of 14 years, keeping violation of provisions under child labour prohibition and regulation, Act 2006.
- 9.3 Who vending is not done in the fixed vending area mentioned in vending certificate.
- 9.4 Who sells the allotted vending area to him, illegally occupy the another place beyond the allotted space or allotted vending territory, spread their belongings beyond the allotted space or built an illegal permanent or temporary structure.
- 9.5 Who does misbehave/teasing to other vendors.
- 9.6 Who discount the regulation of local authority or try to obstacle traffic.
- 9.7 Who found violating any directions of Urban Development and Housing department.

Shall be liable to get his/her vending certificate suspend or cancel for each such offence.





List of Vending Location falling under Vending Zone in Chas Municipal Corporation;

S.No.	Types of Vending Zone	Influence Building/Space	Location	No. of Vendors (As per survey)	
1	No Vending Zone	Block Office	Block Chas	10	
2		Combined Agriculture Office	Jodhadih More	249	
3		GIS cell Bokaro (forest Dept.)			
4		Forest Department			
5		Nagar Palika Office			
6		JBVNL Office, Bokaro Steel city			
7		SPS Bokaro			
8		Chas Police Station			
9		DSE office bokaro			
10		BEO Office			
11		Education Office			
12		Jharkhand Academic Open Board			
13		Major Road (NH/SH)/Junction; (50m Buffer)		Check Post Chas	241
14				ITI More	47
15				*Block Chas	*10
16				Bypass Road	19
17				*Jodhadih More	*249
18	Restricted Vending Zone	As per section 2.2, Chas MC SVP Bye-laws	Chas	6	
19			Babania Gali	5	
20			Bandhgoda	3	
21			Bansidih Colony	2	
22			Bhawanipur	2	
23			Bhara Basti	3	
24			Bihar Colony	1	
25			Bus Stand	45	
26			Chandankiyari Road	2	
27			Court	11	
28			Dharmsala More	3	
29			Durga Chowk	1	
30			Gandhi Chowk	1	
31			Gurudwara	8	
32			Hospital Road	1	
33			KM Memorial Road	1	
34			Kali Mandir	1	
35			Kedia Petrol Pump	2	
36			Mahavir Chowk	31	
37			Main road	1	
38			Muskan Hospital More	1	
39			Nawada Colony	1	
40			Near Bihar colony road	1	
41			Near Chandra cinema hall	1	


CHAS MC SVP BYE-LAWS

AS PER THE STREET VENDORS (PROTECTION OF LIVELIHOOD AND REGULATION OF STREET VENDING) ACT, 2014

S.No.	Types of Vending Zone	Influence Building/Space	Location	No. of Vendors (As per survey)
42	Restricted Vending Zone	As per section 2.2, Chas MC SVP Bye-laws	Near Kediya Bhawan	1
43			Old Van Stand	2
44			Pratappur	3
45			Prabhat Colony	5
46			Purliya Road	13
47			Ram Nagar	1
48			Rana Pratap Nagar	1
49			Sarwati nagar	1
50			Shiv Puri Colony	1
51			Shri Ram Chowk	10
52			Singari Joriya	5
53			Talgaria More	39
54			Tara Nagar Chas	4
55			Telidih More	30
56			Van Stand	3
57			Vivekananda	1
58			Free Vending Zone	As per section 2.3, Chas MC SVP Bye-laws
59	Shau Bazaar	1		
<b>TOTAL</b>				<b>830</b>

Note;

- \*Indicates that the name/number is shared by other influence zone.
- Influence Building/Space under No-Vending Zone; As per section 2.1, Chas MC SVP Bye-laws

  
 Executive Officer  
 Chas Municipal Corporation