

Essential Commodities Act, 1955

Section 2 - Definitions

In this Act, unless the context otherwise requires,-

¹ [***]

¹ ² (ia) "Collector" includes an Additional Collector and such other officer, not below the rank of Sub-Divisional Officer, as may be authorised by the Collector to perform the functions and exercise the powers of the Collector under this Act;]

⁹ [***]

(b) "food-crops" include crops of sugarcane;

(c) "notified order" means an order notified in the Official Gazette; [(cc) "order" includes a direction issued thereunder;]

⁴ (cc) "order" includes a direction issued thereunder;]

⁵ [(d) "State Government," in relation to a Union territory, means the administrator thereof;]

⁴ (e) "sugar" means-

(i) any form of sugar containing more than ninety per cent, of sucrose, including sugar candy;

(ii) khandsari sugar or bura sugar or crushed sugar or any sugar in crystalline or powdered form, or

(iii) sugar in process in vacuum pan sugar factory or raw sugar produced therein.]

⁶ [***]

STATE AMENDMENTS

⁷ Himachal Pradesh

In section 2, in clause (a), after sub-clause (vi), insert the following sub-clause, namely:-

"(via) packing cases made wholly or partly of wood, card-board or straw,

⁸ Maharashtra

In section 2,--

(a) after the words "the context otherwise requires/" and before clause (a), insert the following clause, namely:-

"(ai) 'Collector' in Greater Bombay means the Controller of Rationing and includes any Deputy or Assistant Controller of Rationing, and elsewhere means the Collector of the District and includes any Assistant or Deputy Collector or District Supply Officer within his respective jurisdiction;"

(b) after clause (b), insert the following clauses, namely:-

"(ba) 'holder', in relation to any agricultural land, means the person corporate, firm, association, joint family or body of individuals in joint possession of such land;

(bb) 'holding' means the aggregate of all lands in possession of a holder;"

1. Clause (ia) renumbered as clause (iia) and before clause (iia) so renumbered clause (ia) inserted by Act 18 of 1981 as amended by Act 34 of 1993 for a period of fifteen years which now stands ceased to have effect after the expire of fifteen years. See Appendix -- Section 3(a) of the Essential Commodities (Special Provisions) Act, 1981 (18 of 1981).

2. Inserted by Act 92 of 1976 section 2 (w.e.f. 2-9-1976).

3. Inserted by Act 30 of 1974, section 2 (w.e.f. 22-6-1974).

4. Inserted by Act 36 of 1967, section 2 (w.e.f. 30-12-1974).

5. Substituted by the Adaptation of Laws (No. 3) Order, 1956, for the clause (d).

6. Clause (f) inserted by Act 18 of 1981 as amended by Act 34 of 1993 for a period of fifteen years, which now stands ceased to have effect after the expire of fifteen years. See Appendix-- Section 3(b) of the Essential Commodities (Special Provisions) Act, 1981.

7. Vide Himachal Pradesh Act 1 of 1992, section 2 (w.e.f. 29-2-1992).

8. Vide Maharashtra Act 1 of 1976, section 2 (w.r.e.f. 12-11-1975).

9. Omitted by The Essential Commodities(Amendment) Act,2006, w.e.f. 12.02.2007. Before omission the provision read as:-

"(a) "essential commodity" means any of the following classes of commodities:-

- (i) cattle fodder, including oilcakes and other concentrates;
- (ii) coal including coke and other derivatives;
- (iii) component parts and accessories of automobiles;
- (iv) cotton and woollen textiles;
- ³ [(iva) drugs;

Explanation.-In this sub-clause, "drugs" has the meaning assigned to it in clause (b) of section 3 of the Drugs and Cosmetics Act, 1940 (23 of 1940).]

- (v) foodstuffs, including edible oilseeds and oils;
 - (vi) iron and steel, including manufactured products of iron and steel;
 - (vii) paper, including newsprint, paperboard and straw board;
 - (viii) petroleum and petroleum products;
 - (ix) raw cotton, whether ginned or unginned, and cotton seed;
 - (x) raw jute;
 - (xi) any other class of commodity which the Central Government may, by notified order, declare to be an essential commodity for the purposes of this Act, being a commodity with respect to which Parliament has power to make laws by virtue of entry 3 in List III in the Seventh Schedule to the Constitution;"
-
-