

1. *Short tile and commencement.*—(1) These rules may be called the Jammu and Kashmir Saffron Rules, 2018.

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(2) They shall come into force from the date of their publication
in the Government Gazette.

2. *Definitions.*—In these rules, unless the context otherwise
requires,ô

(a) ôActö means the Jammu and Kashmir Saffron Act,
2007 ;

(b) ôFormö means a form appended to these rules ; and

(c) ôSectionö means section of the Act.

All words and expressions used in these rules but not defined shall
have the same meaning as assigned to them in the Act.

3. *Grant or refusal of Certification of Registration.*ô (1) Every
person carrying out trade in saffron shall apply to the Registering
Authority in **Form-I** duly signed and verified by the applicant in case
of an individual, or by the managing partner in case of partnership firm
or by any person duly authorized on that behalf by the Board of Directors
in case of a Company or in any other case by the person in charge or
responsible for the conduct of the business.

(2) The application form shall be accompanied by a fee of rupees
one thousand in case of a retailer dealer and rupees two thousand in case
of a wholesale dealer in the shape of a demand draft or a bank draft
in favour of the Registration Authority.

(3) The applicant shall also furnish an undertaking to the
Registration Authority thatô

(a) he shall comply with the provisions of Jammu and Kashmir
Saffron Act, 2007 and the provisions of these rules ;

(b) he shall allow and facilitate the Registration Authority or
any other officer authorized in this behalf to inspect his
shop, premises or other such place/places used by him for
the purpose of his trade ;

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(c) he shall allow or facilitate the Registration Authority or any other officer authorized in this behalf to inspect his stocks, books relating to trade and other documents and evidence kept or maintained by him for the purpose of his trade ; and

(d) he shall report to the Registration Authority any change in address of the premises where he carries his trade.

(4) The Registration Authority may, after satisfying itself that the application submitted under sub-rule (1) is complete in all respects and the applicant satisfies all requirement for issuance of a certificate of registration and after making such enquiry as it thinks fit and necessary, grant the Certificate of Registration to the applicant in **Form-II**.

(5) In case the applicant does not satisfy all the requirements for issuance of Certificate of Registration or in case his application is incomplete in any respect, the Registration Authority may, refuse the grant of registration Certificate of Registration to the applicant and communicate such refusal to the applicant with reasons therefor :

Provided that in case of application being incomplete in any manner, the Registration Authority may provide reasonable time to the applicant to make good the deficiencies :

Provided further that the order of refusal to grant Certificate of Registration shall be published in any two leading daily newspapers.

(6) Notwithstanding anything contained hereinbefore in this rule, the Registration Authority shall not issue the Certificate of Registration to a person whose Certificate of Registration has ever been cancelled or whose samples have been declared substandard by Quality Control Laboratory more than three times.

(7) If the Certificate of Registration issued in favour of a dealer is lost, defaced or damaged, the dealer can apply for a Duplicate Certificate of Registration and the Registration Authority shall issue Duplicate Certificate of Registration on payment of a fee of rupees eight hundred.

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(8) If the dealer wishes to make addition, alteration or deletion of entries recorded in the Certificate of Registration, the Registration Authority may allow such addition, alteration or deletion after the dealer deposits a fee of rupees eight hundred.

4. *Period of validity of Certificate of Registration.*—Every Certificate of Registration shall, unless previously suspended or cancelled, remain valid for a period of four years from the date of its issue.

5. *Renewal of certificate.* (1) Every registered dealer desiring to renew the Certificate of Registration shall, before the date of expiry of the Certificate of Registration made an application for renewal, to the Registration of Authority accompanied by a fee of rupees five hundred. On receipt of such application, together with such fee, the Registration Authority may renew the Certificate of Registration.

(2) In case the application for renewal is not made before the expiry of the Certificate of Registration, the Registration Authority may renew such certificate on payment of additional fee of rupees five hundred for renewal of registration :

Provided that such application is made within forty-five days of expiry of the last Certificate of Registration beyond which no request for the renewal shall be entertained.

6. *Cancellation of Registration.* (1) Without prejudice to any other penalty to which the holder of the Certificate of Registration may be liable to, the Registration Authority may after affording the holder of Certificate of Registration an opportunity of being heard, cancel the Certificate of Registration if it is satisfied either on the basis of any reference made to it or otherwise that the holder of the Certificate of Registration has

- (a) obtained such Certificate by misinterpretation or concealment of any material fact ; or
- (b) failed to comply with conditions such to which Certificate of Registration has been granted ; or
- (c) contravened any of the provisions of the Act or these rules.

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(2) The order of cancellation of Certificate of Registration shall be published in any two leading daily newspapers.

7. *Regulation of stocking of saffron.* (1) The Registration Authority shall, by an order specify the quantity of saffron which a dealer can at any one point of time possess in his stocks or dispose of. If any dealer is found to possess or dispose of stocks in excess of the quantity specified under this rule, in addition to penalty to which the dealer is liable under the provisions of the Act, the Enforcement Inspector shall require such dealer through a notice in **Form-IX** not to distribute or sell the said stocks for the period specified in the notice.

(2) The Enforcement Inspector may seize the saffron stocks which are held by a dealer or which are sold or distributed by a dealer in excess of the quantities specified in sub-rule (1). In the event of such seizure, the Enforcement Inspector shall issue a receipt to the dealer in **Form-X**.

8. *Permit for export of saffron.* (1) No dealer shall export saffron without obtained and export permit from the Registration Authority.

(2) A dealer intending to export saffron outside the State shall apply to the Registration Authority for issuance of export permit in **Form-III**.

(3) The application form shall be accompanied with a fee of rupees two thousand in the form of a Bank Draft or Treasury Receipt and a sample of the saffron consignment/pack to be exported by such dealer.

(4) After the receipt of application along with saffron consignment/pack, the Registration Authority, or such other authority or officer as the Registration Authority may authorize for the purpose, shall get prepared a representative composite sample as per the procedure. The quantity of the sample so prepared shall be sufficient to make four samples of the size as may be determined by the Registration Authority. The composite sample will be divided into four equal parts, out of which one part shall be referred to Quality Control Laboratory for analysis, second part to be Phytosanitary Certificate Issuing Laboratory, third

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part to the applicant/export and fourth part will be retained as guard
sample with the Quality Control Laboratory.

(5) The Quality Control Laboratory and Phytosanitary Certificate Issuing Laboratory shall analyze the sample for prescribed standards and report to the Registration Authority as soon as may be but shall not later than 20 days from the date of receipt of the samples, unless the sample is subjected to such tests which require more than 20 days for completion of test.

(6) Once the Quality Control Laboratory and Phytosanitary Certificate Issuing Laboratory certify that the saffron samples are as per the prescribed standards, the applicant/exporter shall be directed to pack, seal and label the saffron quantity to be exported under the provision of the Registration Authority in accordance with the Act and these rules.

(7) Upon completion of packing, sealing and labeling, the Registration Authority shall issue the export permit as per **Form-IV**.

9. *Permission for import of saffron in the State.*ô (1) No person, trade or company shall import saffron into the State without seeking permission from the Registration Authority.

(2) Any person, trader or Company intending to import dried saffron into the State, shall apply in **Form-IIA** to the Registration Authority along with a fee of rupees two thousand in the form of a Bank Draft or Treasury Receipt.

(3) The application shall be accompanied by a no objection certificate from the Plant Quarantine Authority notified by the Government and a Phytosanitary Certificate from the source of origin or import. A pack of the imported dried saffron shall also be attached with the application.

(4) The imported dried saffron shall be marked in accordance with Labeling Standards as prescribed in the Act and these rules and the label shall legibly be marked with words IMPORTED SAFFRON with the name of the place wherefrom imported. The color of the label shall be BLUE or RED.

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- iii. Name of the material ;
- iv. Trade name or Brand name, if any ;
- v. Type of Saffron (Filament/Powder) ;
- vi. Grade ;
- vii. Batch or Code No. ;
- viii. Net Mass ;
- ix. Year of harvest ;
- x. Packing date ;
- xi. Expiry date/best before ;
- xii. Place of cultivation/origin ;
- xiii. Maximum retail price.

12. *Qualification of Saffron Analyst.*ô A person shall be eligible for appointment as Saffron Analyst under the Act only if he possesses the following qualifications, namely :ô

- (a) A Post-graduate in Agriculture Sciences ; or
- (b) A Graduate in Agriculture Sciences with an experience of three years in the analysis of saffron in a recognized laboratory.

13. *Powers of Saffron Analyst.*—The Saffron Analyst shall have power to call such information of particular or do anything as may be necessary for the proper examination of the samples sent to him either by Saffron Inspector or the person from whom the samples was obtained.

14. *Duties of Saffron Analyst.*ô (1) The Saffron Analyst shall analyze or cause to be analyzed or test or cause to be tested such samples of saffron as may be sent to him by the Enforcement Inspector under the provision of the Act and shall furnish reports or results of such tests or analysis.

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 agency in respect of any offence under the Act for quality analysis, he
 shall issue a receipt of the same in **Form-X** to such trader, transporter
 or agency, as the case may be.

18. *Form of intimation of purpose of taking samples.*—When the
 Enforcement Inspector take a samples for the purpose of test or analysis,
 he shall intimate such purposes in writing in **Form-XI** to the person from
 whom he takes it.

19. *Dispatch of samples for test or analysis.* (1) Samples for
 test or analysis shall be sent by registered post or by hand in a sealed
 packet together with a memorandum in **Form-XII** in an outer cover
 addressed to the Saffron Analyst.

(2) The packet as well as the outer cover shall be marked with
 distinct mark.

(3) A copy of memorandum in **Form-XII** together with a specimen
 impression of the seals of the Inspector and of the seals, if any, of the
 person from whom he takes such samples, shall be sent separately by
 registered post or by hand to the Saffron Analyst.

20. *Report of Saffron Analyst.*—(1) The Saffron Analyst to
 whom a samples of any saffron has been submitted for test or analysis
 shall, within period of 20 days deliver the analysis report under his hand
 and seal in duplicate to the Enforcement Inspector.

(2) The Enforcement Inspector on receipt of the analysis report
 shall deliver one copy of the report to the person from whom the sample
 was taken and shall retain the other copy for use in any prosecution in
 respect of the sample.

21. *Specifications of saffron as per grades.* The specification
 and Standard of Saffron shall confirm to the standards/specification in
 the Food Safety and Standards (Food Products Standards and Food
 Additives) Regulations, 2011 rules and as specified in Schedule
 appended to these rules.

22. *Appeal.* (1) Any person aggrieved by an order of the
 Registration Authority under section 6 or section 7 of the Act or an

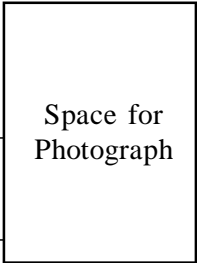
The image shows the PDF Complete logo, which consists of a blue icon of three stacked books and the text "PDF Complete" in a large, bold, black font. To the right of the logo, there is a message in a light blue box with a thin border. The message reads: "Your complimentary use period has ended. Thank you for using PDF Complete." Below this message, there is a yellow button with a black border that says "Click Here to upgrade to Unlimited Pages and Expanded Features".

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APPLICATION FOR REGISTRATION AS
SAFFRON DEALER/EXPORTER/IMPORTER

(Form-I)

1. Name and Address of the applicant_____
2. Address of the premises_____
3. The name and grade of Saffron which applicant
proposes to distribute/sale_____
4. Whether the application is for retail or wholesale_____
5. Name and address of the supplier_____
6. Manner of packing_____
7. Qualification of the applicant_____
8. Particulars of fee deposited_____



Signature of applicant

VERIFICATION

I, _____ S/o _____,
do hereby solemnly verify that to the best of my knowledge and belief
the information given in the application is correct and complete.

Signature of applicant.

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Terms and Conditions of Certificate of Registration :

- (i) Certificate of Registration shall be displayed in a prominent and conspicuous place in a part of business premises open to public.
- (ii) The holder of the certificate shall comply with the provisions of Saffron Act, 2007 and rules thereunder.
- (iii) The holder of the certificate shall from time to time report to the Registration Authority any change in premises of business or store.
- (iv) The holder of the Certificate shall give every facility to the Registration Authority or any other officer acting under the authority for the purpose of inspecting his stock, shop, premises or any other such place/s used by him for the purpose of his trade.

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APPLICATION FOR IMPORT OF SAFFRON

(Form-IIA)

The Registration Authority

..... Place

..... State

1. Name and address of the applicant_____
2. Place of business premises_____
3. Registration No._____
4. Name and grade of saffron to be imported_____
5. Type (filament/powder)_____
6. Quantity to be imported_____
7. Name and address of exporter_____
8. Expected date of arrival_____
9. Cost of imported product_____

Declaration :

- (a) I/We have deposited a fee of Rs._____vide
Challan No._____dated_____in Cash/Treasury.
- (b) I/We declare that the information given above is true to the best
of my knowledge and no part thereof is false.
- (c) I/We have carefully read the terms and conditions as contained
in J&K Saffron Act, 2007 and rules made thereunder.

Date :_____

Place :_____

Signature of Applicant.

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FORM OF APPLICATION FOR EXPORT PERMIT

(Form-III)

The Registration Authority

_____Place

_____State

1. Full Name and address of Applicant/Exporter/Firm :

(a) Name_____

(b) Address_____

(c) Place of business_____

(d) Registration No._____

2. Name of the product to be exported_____

3. Quantity to be exported_____

4. Name and address of importer/consignee_____

5. Expected date of dispatch_____

6. I/We have deposited a fee of Rs. 800/- vide Challan No._____
dated_____in Treasury/Bank.

7. Declaration :

(a) I/We declare that the information given above is true and
correct to the best of my knowledge and no part thereof is
false.



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(b) I/We have carefully read the terms and conditions as
contained in the Saffron Act, 2007 and rules made thereafter.

Date :

Place :

Signature of Applicant.

FOR OFFICE USE

Date of Receipt

Name and Signature of Receiving Authority

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(Form-IV)

Permit No._____

Registration No._____

SAFFRON EXPORT PERMIT

M/s. (Name of exporter)_____

Full address_____

Carrying on business as_____

Under Registration No._____

Is/are hereby authorized to export saffron with details as under :ô

1. Batch/Code No._____

2. Quantity to be exported_____

3. Packing date_____

4. Quality Control Lab. Analysis No. and Date_____

5. Phytosanitary Lab. Analysis No. and Date_____

Date :

Seal :

Issuing Authority.

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REGISTER OF PURCHASES OF SAFFRON

(Form-V)

[illegible]

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REGISTER OF SALES MADE TO THE CONSUMERS

[illegible]

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MONTHLY RETURNS OF SALES OF SAFFRON
MADE TO CONSUMER/DEALER FOR THE
MONTH OF _____

(Form-VII)

S. No.	Trade/ Brand name of saffron	Date of sale	Batch No./ Code No.	Date of expiry	Name of purchaser with full address	Name of dealer with license No.	Size of pack	No. of packs sold	Total quantity

Seal and Signature.

Verification

I, _____do hereby verify that what even is stated above is true to the best of my knowledge and belief based on information derived from the records. I further declare that I am competent to and verify this statement in my capacity as_____.

Seal and Signature

Name_____.

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(Form-IX)

ORDER UNDER SAFFRON ACT, 2007/RULES
_____REQUIRING A PERSON NOT TO
DISPOSE OFF ANY STOCK IN HIS POSSESSION

Whereas, I have reason to believe that the stock of_____in your possession detailed below, is being distributed/sold in contravention of the provisions of Saffron Act and the rules made thereunder.

I hereby require you under Saffron Act, 2007/Rules_____to stop the distribution/sale of the said stock for a period of_____days from this date.

Details of stock :

- 1.
- 2.
- 3.
- 4.

Date : Seal and Signature.

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(Form-X)

**FORM OF RECEIPT FOR THE SEIZED
SAFFRON**

Receipt for stock of saffron seized under Saffron Act, 2007/
Rules_____. The stock of the saffron detailed below
has this day been seized by me under the provisions of Saffron Act, 2007/
Rules_____from the premises of_____
situated at_____.

Details of the saffron seized are :

- 1.
- 2.
- 3.
- 4.

Date :Seal and Signature.

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Example : In the *Crocus sativus* L. Flower, the origin of extraneous matter can be floral waste (e. g. petals, separated styles, stamen, pollen grains and ovary parts) and plant waste which is waste other than floral waste.

6. **Foreign matter :**

All matter that is not part of the plant to which the spice or herb belongs.

Example : In the *Crocus sativus* L. flower, the origin of foreign matter can be animal (e. g. living insects, dead insects, fragments of insects, contamination from rodents) or non-animal foreign matter. Non-animal foreign matter can be from other plants (e. g. other vegetable matters, leaves, stems, straw) or others (e. g. mineral, plastic).

7. **Saffron in filaments :**

Dried stigmas with a part of style of the *Crocus sativus* L. flower.

Note :-

The stigmas can be separated or joined in groups of two or three at the tip of a part of the style which is yellow white in colour (about 20mm to 40 mm in length).

8. **Saffron in cut filaments :**

Dried stigmas of the *Crocus sativus* L. flower (with styles removed completely detached from each other).

9. **Saffron in powder form :**

Particles obtained by crushing the filaments of the *Crocus sativus* L. flower.

Note :- The particle size can vary accordingly to the agreements between the buyer and the seller.

Table 1—Classification by physical criteria of saffron in filaments and cut filaments.