

**GOVERNMENT OF <sup>1</sup>[Khyber Pakhtunkhwa]  
INDUSTRIES, COMMERCE, LABOUR AND MINERAL DEVELOPMENT  
DEPARTMENT**

ORDER

28th October, 1972.

No. Ind-10-9/72.--- In exercise of the powers conferred on him by section 3 of the Essential Commodities Act, 1957 (Act III of 1957), the Governor of the <sup>2</sup>[Khyber Pakhtunkhwa], is pleased to make the following Order:---

1. (a) *Short title extent and commencement.*--- This Order may be called the <sup>3</sup>[Khyber Pakhtunkhwa] Cotton Yarn (Fixation of Price and Distribution) Order, 1972.
  - (b) It shall come into force at once.
2. *Definitions.*--- In the Order, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say---
  - (a) "Government" means the Government of <sup>4</sup>[Khyber Pakhtunkhwa];
  - (b) "Controller" means the Director of Industries, Commerce and Mineral Development Department, <sup>5</sup>[Khyber Pakhtunkhwa] and includes any Officer specially authorised in this behalf by Government to perform either generally or within a specified area all or any of the functions of the Controller; and
  - (c) "Producer" means a person engaged in the manufacture or production of cotton yarn.
3. No producer shall sell, dispose of or remove from his premises any quantity of cotton yarn without the written permission of Government.
4. *Maximum prices.*--- The Controller may, by Notification in the Official Gazette, fix the maximum prices above which no producer shall sell any quantity of cotton yarn.
5. (a) A producer who intends to sell, dispose of or remove cotton yarn in any manner, shall apply to the Controller on the prescribed form as in Appendix 'A'.

---

<sup>1</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

<sup>2</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

<sup>3</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

<sup>4</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

<sup>5</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

Every such application together with the recommendations, if any, shall be forwarded by the controller to Government for disposal.

- (b) A fee of Rs. 100/- shall be paid in respect of each such application; and
- (c) Government may issue permits on such terms and conditions as it may specify.

6. *Information to be furnished by producers.*--- Every producer shall furnish the following information to the Controller so as to reach him on the 10th day of each calendar month:---

- (a) Description and actual quantity of every quality of cotton yarn produced in the preceding calendar month;
- (b) the actual or estimated cost of production of each quality.

7. *Powers to search, inspect, etc.*--- The Controller may, with a view to securing compliance with this Order:---

- (a) require any person to give such information in his possession with respect to any business carried on by that person or any other person;
- (b) inspect or cause to be inspected any book or other documents belonging to or under the control of any person;
- (c) enter and search or authorise any person to enter and search any premises and seize or to take into possession any quantity of cotton yarn, in respect of which he has reason to believe that a contravention of this Order has been, is being or is about to be committed, and any records connected therewith.

8. *Forfeiture of goods.*--- A court trying any contravention of this Order may, without prejudice to any other sentence which it may pass, direct that cotton yarn in respect of which it is satisfied that a contravention of this Order has been made, shall be forfeited.

By Order of the Governor, <sup>6</sup>[Khyber Pakhtunkhwa].

MASOOD-UR-RAUF C.S.P.,  
Secretary to the Government of <sup>7</sup>[Khyber Pakhtunkhwa]  
Industries, Commerce, Labour and  
Mineral Development Department.

---

<sup>6</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

<sup>7</sup> Subs by the Khyber Pakhtunkhwa Act No. IV of 2011.

**APPENDIX 'A'****APPLICATION FORM FOR THE GRANT OF PERMIT FOR THE SALE OF COTTON  
YARN.**

(TO BE SUBMITTED IN TRIPLICATE).

1. Name of Industrial Unit .....
2. Name and designation of person filing this application.....
3. Quantity of cotton yarn intended to be sold.....  
(each count shown separately).
4. Name and complete address of the party to whom.....  
Yarn is being sold.
5. Date on which goods are intended to be despatched.....
6. Mode of transportation with particulars.....
7. Production of each count during the:
  - (a) Current month.
  - (b) last month.
8. Stocks in hand in respect of each count.....
9. Proposed sale price (separately for each count) .....
10. No. and date of the treasury challan under which .....  
Permit fee has been deposited.

Signature of applicant.....

*Note.* Fee for the grant of permit shall be deposited under the Head "XXXII-INDUSTRIES-A-I- INDUSTRIAL DEVELOPMENT (i) MISCELLANEOUS RECEIPTS" and two copies of the treasure challan attached with the application.

\_\_\_\_\_