



# The Mizoram Gazette

EXTRA ORDINARY

## Published by Authority

Vol. XVI Aizawl Tuesday 27. 10. 1987 Kartika 5 S.E. 1909 Issue No. 126

### NOTIFICATION

No. STM. 83/87/10-12 the 4th November 1987. In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with the Government of India Ministry of Agriculture and Irrigation (Deptt. of food) Order No. GSR 800 dated the 9th June 1978 the Government of Mizoram hereby makes the following order, namely :-

1. **SHORT TITLE, EXTENT AND COMMENCEMENT, (1) This Order may be called the Mizoram Guest Control Order, 1987.**

(2) It extends to the whole of Mizoram.

(3) It shall come into force on the date of its publication in the Official Gazette.

2. **DEFINITIONS :-** In this Order, unless the context otherwise requires :-

(a) "caterer" means the proprietor or other person in charge of a catering establishment and includes an agent or servant who acts on behalf of such caterer;

(b) "catering establishment" means a hotel, restaurant, eating house, cafe, tea shop, coffee house, free feeding centre, club, canteen or railway refreshment room and includes any other place of a like nature, open to the public, where food stuffs is supplied or consumed;

(c) "host" means a person who either himself or through any other person undertakes to distribute or provide food stuffs for consumption in a party, entertainment or social or other function;

(d) "institutional establishment" means a hospital, sanatorium, convalescent home, nursing home, orphanage, workhouse, infirmary, asylum or school providing foodstuffs and includes any other establishment of a like nature;

- (e) "prohibited foodstuffs" means all food stuffs prepared from or containing cereals or pulses and all sweets;
- (f) "residential establishment" means a boarding house, apartment house, residential hotel, or nurses home and includes any other establishment of ~~the same kind~~ but does not include a private household.
- (g) "state government" means the State Govt. of Mizoram.

3. RESTRICTION ON PREPARATION, CONSUMPTION AND DISTRIBUTION ON PROHIBITED FOODSTUFFS :- (1) No person, or body of persons acting in concert either jointly or severally, other than a caterer at or in connection with one or more parties, entertainments or functions, shall, on any day, either himself or themselves, prepare, serve, distribute or provide for consumption, or accept or contribute for service or distribution for consumption, any prohibited foodstuff to more than fifty persons (including the host or hosts) at ordinary parties or entertainment or social or other functions or to more than one hundred persons (including the host or hosts) in connection with marriages or funerals.
- (2) No caterer at the instance or for the benefit of himself or any person in connection with one or more of his own or such person's parties, entertainments or functions, shall, on any one day either himself or through any other caterer, serve distribute or provide for consumption, or accept for service or distribution for consumption, any prohibited foodstuff to more than fifty persons (including the host or hosts) at ordinary parties or entertainments or social or other functions or to more than one hundred persons (including the host or hosts) in connection with marriages or funerals.
- (B) No person shall accept or consume any prohibited foodstuff at or in connection with any party, entertainment, social or other function, marriage or funeral where the number of participants (including the host or hosts) exceeds fifty in the case of ordinary parties, entertainments or social or other functions or where such number exceeds one hundred (including the host or hosts) in the case of marriages or funerals.

Provided that nothing in this clause shall apply to :-

- (i) parties, entertainments or special or other functions in the premises serving as the headquarters of diplomatic or consular representatives or Governmental Missions of foreign countries;
- (ii) the proprietor, manager or other person in charge of a residential establishment or catering establishment serving foodstuffs to consumers or residents in the course of regular business and not in connection with any party, entertainment or social or other function given at the instance of himself or of any other person;

(iii) the distribution of any prohibited foodstuffs by way of "bhog" or "prasad" or as part of a recognised religious ceremony in any temple, mosque, gurdwaras, church or place of religious worship.

4. **POWER TO EXEMPT :** The State Government or an officer authorised by the State Government in this behalf may, for reasons to be recorded in writing, by order, exempt any person or body of persons from the operation of any of the provisions of this order.

5. **POWER OF ENTRY, SEARCH, SEIZURE ETC.** For the effective enforcement of the provisions of this Order, any officer authorised by the State Government in this behalf or a police officer of or above the rank of Sub-Inspector may, when he has reason to believe that a contravention of this order has been, is being or is about to be committed, enter and search any premises, interrogate any person and seize any articles including their coverings or containers in respect of which he has reasons to believe that the contravention has been, is being or is about to be committed.

(2) The provisions of Section 100 of the Code of Criminal Procedure, 1973 (2 of 1974) shall, so far as may be, apply to searches and seizures under this clause.

6. The Mizoram Guest Control Order, 1972 which was notified under Memo No. ZSV. 4/73/8 dt. 7. 7. 73. is hereby repealed.

By order and in the name of  
the Governor of Mizoram.

Vanhela Pachuau,  
Secretary to the Govt. of Mizoram,  
Civil Supply Department.