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NOTIFICATION

No. B. 13017/28(2)/2018-UD&PA, the 20th July, 2020. In exercise of the powers conferred by Section 36 of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act No. 7 of 2014) and with the approval of Council of Ministers in its meeting on 6.04.2021, the Governor of Mizoram is pleased to notify The Mizoram Street Vendors (Protection of Livelihood and Regulation of Street Vending) (Amendment) Rules, 2021 with immediate effect.

K. Lalthawmmawia,
Secretary to the Govt. of Mizoram,
Urban Development & Poverty Alleviation Department.

No.B.13017/87/2020-UD&PA, the 14th April, 2021. In exercise of the powers conferred by Section 36 of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 (Central Act No-7 of 2014), the Government of Mizoram, hereby makes the following Rules to amend the Mizoram Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules, 2017, namely:-

1. Short title, extent and Commencement:-
 - 1) These rules may be called 'The Mizoram Street Vendors (Protection of Livelihood and Regulation of Street Vending) (Amendment) Rules, 2021.
 - 2) They shall have the like extent as the Principal Rules.
 - 3) They shall come into force on the date of their publication in the Official Gazette.

2. Amendment of rule 18:-

Clause (a) of sub-rule (3) of Rule 18 of the Mizoram Street Vendors (Protection of Livelihood and Regulation of Street Vending) Rules, 2017 (hereinafter referred to as the Principal Rules) shall be substituted by the following, namely:-

"18.3 (a) The State Government, with the prior approval of the High Court, shall appoint a person who has been a Civil Judge or Judicial Magistrate as Chairperson and two other persons as members of the Grievance Redressal Committee.

Explanation: For the purpose of this clause, the term "who has been" shall mean serving Judicial Officers who had held the post

of Civil Judge/Judicial Magistrate First Class and who had been subsequently promoted to a higher grade."

4. Amendment of Rule 19 :- Sub-rule (1) of Rule 19 of the Principal rule shall be substituted by the following, namely:-
"19. Form and manner of making application to Grievance Redressal Committee:-
(1) Any street Vendor who has grievance or dispute in respect of anything done or taken under the provision of the Act or the rules may make an application in writing in Form -IV, either himself/herself or through his/her representative. The form should be submitted to Aizawl Municipal Corporation (AMC) for Aizawl and District Urban Development Office (DUDO), UD&PA Department for other districts which shall be forwarded to the Grievance Redressal Committee."
5. Amendment of Rule 21:- Rule 21 of the Principal Rule shall be substituted by the following, namely:-
"21. Form, period and manner of filing appeal with the Local Authority.-
(1) Any person, who is aggrieved by any decision of the Town Vending Committee with respect to issue of certificate of vending, cancellation or suspension of certificate of vending, may prefer an appeal to the Local Authority.
(2) The application shall be submitted using the prescribed format available at Form -V
(3) The application is to be submitted by the aggrieved vendors within a period of thirty (30) days from the date of decision of the Town Vending Committee.
(4) The application should be submitted to Aizawl Municipal Corporation (AMC) for Aizawl and District Urban Development Office (DUDO), UD&PA Department for other districts either by himself/herself or through his/her representative.
(5) Any appeal filed after the expiry of the stipulated period specified in sub-rule (3) shall not be entertained by the Local Authority. Provided that the Local Authority may condone the delay if it is satisfied that the appellant was prevented by sufficient cause from preferring an appeal within the stipulated period.
(6) The Local Authority shall dispose of such appeal within a period of thirty (30) days from the date of filing the appeal.
(7) The Local Authority, after hearing both the parties shall pass an order in writing, with reason for taking the decision."
6. Amendment of Rule 22:- Rule 22 of the Principal Rule shall be substituted by the following, namely:-
"22. Form, period and manner in which appeal may be filed against the decision of Grievance Redressal Committee.-

- (1) Any person, who is aggrieved by the decision of the Grievance Redressal Committee may prefer an appeal in writing to the Local Authority.
- (2) The application shall be submitted using the prescribed format available at Form -VI.
- (3) The application is to be submitted by the aggrieved vendors within a period of thirty (30) days from the date of order of the Grievance Redressal Committee.
- (4) The application should be submitted to Aizawl Municipal Corporation (AMC) for Aizawl and District Urban Development Office (DUDO), UD&PA Department for other districts either by himself/herself or through his/her representative.
- (5) Any appeal filed after the expiry of the stipulated period specified in sub-rule (3) shall not be entertained by the Local Authority.

Provided that the Local Authority is satisfied that the appellant was prevented by sufficient cause from preferring an appeal within the stipulated period."

6. Amendment of Rule 23:- Rule 23 of the Principal Rule shall be substituted by the following, namely:-
- "23. Manner of disposing of appeal.-
- (1) The Local Authority, on receipt of the appeal, shall issue a notice to the parties concerned intimating the date and time of hearing of the appeal. The date of hearing shall be fixed within thirty (30) days from the date of filing of the appeal;
 - (2) The Local Authority, after hearing both the parties shall pass an order in writing, with the reason for taking the decision, within a period of thirty (30) days from the date on which hearing of both the parties concluded."