



**The Andhra Pradesh Rashtra Karshaka Parishad and Allied Bodies and The  
Andhra Pradesh (Agricultural Produce and Livestock) Markets (Amendment)  
Act, 1988**

Act 17 of 1988

**Keyword(s):**  
Agricultural Produce, Livestock Market

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THE ANDHRA PRADESH RASHTRA KARSHAKA  
PARISHAD AND ALLIED BODIES AND THE  
ANDHRA PRADESH (AGRICULTURAL PRODUCE AND  
LIVE STOCK) MARKETS (AMENDMENT) ACT, 1988.

ACT NO. 17 OF 1988.\*

[25th April, 1988]

AN Act further to amend the Andhra Pradesh  
Rashtra Karshaka Parishad and Allied  
Bodies Act, 1987 and the Andhra Pra-  
des (Agricultural Produce and  
Livestock) Markets Act, 1966.

Be it enacted by the Legislative Assem-  
bly of the State of Andhra Pradesh in  
the Thirty-ninth Year of the Republic of  
India as follows:-

1. (1) This Act may be called the Andhra Pradesh Rashtra Karshaka Parishad and Allied Bodies and the Andhra Pradesh (Agricultural Produce and Livestock) Markets (Amendment) Act, 1988. Short titl.  
and Com-  
ment

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\*Received the assent of the Governor on the 23rd April, 1988. For Statement of Objects and Reasons, please see the Andhra Pradesh Gazette, Part IV-A, Extraordinary, dated the 23rd April, 1988, at page 8-10.]

(2) It shall be deemed to have come into force on the 10th March, 1988.

Amendment  
of Act 7 of  
1987.

2. In the Andhra Pradesh Rashtra Karshaka Parishad and Allied Bodies Act, 1987-

(1) in section 3,—

(a) in sub-section (1),—

(i) in clause (i), for the words "by the Presidents of all Federations in the State" the words "by the members of the Rashtra Parishad from among themselves", shall be substituted;

(ii) after clause (ii), the following shall be added namely:—

"(iii) five Presidents of the Executive Committee of the Parishad to be elected from among themselves by all such Presidents in the State in the manner prescribed, who shall be members:

Provided that the President of a Federation or, as the case may be, the President of the Executive Committee of a Parishad who is elected as President of the Rashtra Parishad shall cease to be the President of such Federation or as the case may be of the Executive Committee of the Parishad;

(b) to sub-section (2), the words "or as the case may be a President of the Executive Committee of the Parishad" shall be added at the end;

(2) in section 7, in sub-section (1), for the words "for each notified commodity", the words "for each notified commodity or group of notified commodities" shall be substituted;

(3) in section 11, in the proviso, for the words "provided that", the words "Provided also that" shall be substituted and before the proviso as so amended, the following proviso shall be inserted, namely:—

"Provided that the persons referred to in clauses (i) and (ii) who fail to pay the fee levied under clause

(vi) of section 16 shall not be members of the Parishad:

Provided further that persons who being owners of agricultural lands in the Mandal concerned are not personally engaged in agricultural operations and such of the operations as are referred to in clause (ii) of sub-section (1), whether or not registered as voters under the Representation of Peoples Act, 1950 in the Mandal concerned, shall also be eligible to become members of the Parishad on payment of the fees levied under clause (vi) of section 16 but they shall not be entitled either to contest as a candidate or vote at the elections to the office of Member of the Executive Committee or to the office of President thereof; but such members shall be entitled to all other privileges to which a member of the Parishad is otherwise entitled.”;

Central Act  
XVII of  
1950.

(4) in section 14, after the words “shall be elected”, the words, “subject to the provisions of section 11” shall be inserted;

(5) after section 14, the following section shall be inserted, namely:—

“Disqualification. 14-A. Any person who incurs the disqualification under sub-section (3) of section 9 of the Andhra Pradesh (Agricultural Produce and Livestock) Markets Act, 1966 and ceases to be the Chairman of the Market Committee shall also cease to hold the office of President of the Parishad.”;

Andhra  
Pradesh Act  
16 of 1966.

(6) in section 16, for clause (vi), the following clause shall be substituted, namely:—

“(vi) to levy such fee on its members as may be prescribed.”;

(7) in section 17, after clause (iv), the following clause shall be inserted, namely:—

“(v) the surplus accrued by the trading activities of the Parishad.”;

(8) in section 23, to sub-section (3), the following shall be added at the end, namely:—

“The President of the Rashtra Parishad, the Executive Committee of the Mandala Karshaka Parishad and the Commodity Federation shall place a copy of the audit report within a period of six months of its receipt, before the Parishad in the case of Rashtra Parishad, the Executive Committee in the case of the Parishad and the General Body in the case of the Federation.”;

Amendment  
of section 25.

(9) in section 25 of the principal Act,—

(i) in sub-section (1), for the words “the President of a Parishad or of a Federation”, the words “the President of Executive Committee of a Parishad or the President of a Federation”, shall be substituted;

(ii) for sub-section (4), the following sub-section shall be substituted, namely:—

“(4) (a) If the competent authority is satisfied that—

(i) any member of the Rashtra Parishad referred to in clauses (ii) and (iii) of sub-section (1) of section 3; or

(ii) any elected delegate or a member of the executive committee of a Federation referred to in sub-sections (2) and (3) respectively of section 7; or

(iii) any member of the executive Committee of a Parishad referred to in sub-section (2) of section 11;

is guilty of any activities prejudicial to the interests of any one of the aforesaid bodies it may, by order, remove such member, after giving him an opportunity for explanation.

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(b) where an office bearer referred to in clause (a) is removed from office under this sub-section, the vacancy shall, subject to the provisions of clause (c), be filled by a fresh election in accordance with the provisions of this Act, within the prescribed time.

(c) any delegate or member removed from office under clause (a) shall not be eligible for being a delegate or member of any of the aforesaid bodies for a period of two terms from the date of such removal."

(iii) in sub-section (5) for the words "the President of a Parishad or Federation" the words "the President of the executive committee of a Parishad or the President of a Federation" shall be substituted.

(10) after section 25 of the principal Act, the following section shall be inserted, namely:—

Insertion of  
new section  
25-A.

" Management of  
Rashtra Parishad,  
the executive  
committee of the  
Federation and  
Parishad in certain  
circumstances.

25-A (1) where for any reason,—

(i) there is delay in the constitu-  
tion of,—

(a) the Rashtra Parishad; or

(b) the general body or the executive committee of a Federation, or

(c) the executive committee of a Parishad; or

(ii) where the bodies referred to in clause (1) do not exist for any reason;

the competent authority may appoint a person or persons to manage the affairs of the Rashtra Parishad or as the case may be the Federation or of the Parishad for a period not exceeding six months and the competent authority may extend from time to time such period beyond six months; so however that the aggregate period including the extended period, if any, shall not exceed two years:

Provided that it shall be lawful for the Competent Authority to remove the person or persons so

appointed before the expiry of the term and appoint another person or persons in his or in their place.

(2) The person or persons so appointed shall, subject to the control of the Competent Authority and to such instructions or directions as they may issue, from time to time, exercise the powers, discharge the duties and perform the functions of the Rashtra Parishad, Federation or as the case may be the Parishad and take all such actions as may be required in the interests of the concerned body.

(3) The Competent Authority may fix the remuneration payable to the person or persons so appointed. The amount of such remuneration and other costs if any, incurred in the management of the Parishad shall be payable from the fund of the Rashtra Karshaka Parishad, or as the case may be from the monies of the Federation or Parishad."

Amendment  
of Act 16 of  
1966.

3. In the Andhra Pradesh (Agricultural Produce and Livestock) Markets Act, 1966,—

(1) in section 5, after sub-section (1), the following sub-section shall be inserted, namely:—

"(2) Save as otherwise provided in this Act, the Chairman of the Market Committee shall hold office so long as he continues to be the President of the Executive Committee of the Parishad, a member specified in clause (ii) shall hold office as long as he continues to be the member of the executive committee of the Mandala Karshaka Parishad and the term of office of the Member specified in clause (iii) shall be co-terminus with the term of office of the President of the Executive Committee of the Mandala Karshaka Parishad concerned."

(2) for section 32A, the following section shall be substituted, namely:—

p. Special  
rovision in  
respect of  
markets in  
the urban  
area.

32A. (1) Notwithstanding anything contained in this Act, in respect of the Markets in the notified market area within the limits of any local area or city for which a municipality or as the case may be, a Municipal Corporation is constituted and the population of growers of agricultural produce within the Mandal comprised or falling in such local area or city is comparatively less, it shall be lawful for the Government to constitute a market committee which shall consist of,—

(i) a Chairman to be nominated by the Government;

(ii) not less than six and not more than twelve members as may be determined by the Government to be nominated by the Government from out of the elected Presidents of the Executive Committees of the Mandala Karshaka Parishads;

(iii) two representatives of traders to be nominated by the Government.

(2) Such proportion of the income of the Market Committee constituted under this section as may be prescribed shall be credited to the funds of the Market Committee and the balance shall be credited to the Central Market Fund.”

4. The Andhra Pradeshli Rashtra Karshaka Parishad and Allied Bodies and the Andhra Pradesh (Agricultural Produce and Livestock Markets (Amendment) Ordinance, 1988 is hereby repealed.

Repeal of  
Ordinance 5  
of 1988.