

# The U.P. Bricks Control Order, 1971

UTTAR PRADESH

India

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### Rule THE-U-P-BRICKS-CONTROL-ORDER-1971 of 1971

- Published on 9 December 1971
- Commenced on 9 December 1971
- [This is the version of this document from 9 December 1971.]
- [Note: The original publication document is not available and this content could not be verified.]

The U.P. Bricks Control Order, 1971Published vide Notification U.P. Gazette, (Extraordinary), dated 9th December, 1971 vide Notification No. 16000/29-E.C.I-58-BK-71, dated 9.12.1971Whereas the State Government is of opinion that it is necessary and expedient so to do for securing the Defence of India and Civil Defence, the efficient conduct of military operations and the maintenance or increase of supplies and services essential to the life of the community;Now, therefore, in exercise of the powers under sub-clause (2) of Rule 114, of the Defence of India Rules, 1971, the Governor is pleased to make the following Order:

#### 1. Short title, extent and commencement.

(1)This Order may be called the Uttar Pradesh Bricks Control Order, 1971.(2)It shall extend to the whole of Uttar Pradesh.(3)It shall come into force at once.

#### 2. Definitions.

- In this Order, unless the context otherwise requires,-(a)'bricks' means any bricks burnt with coal, firewood, or other kind of fuel but does not include fire bricks or refractory bricks;(b)'brick kiln' means any kiln at which bricks are manufactured and the premises appurtenant thereto;(c)'coal' includes coke, but does not include cinder or. ashes;(d)'District Magistrate' includes the Additional District Magistrate, the District Supply Officer, and any other officer authorised by the District Magistrate to perform all or any of his functions under this order.

#### 3. Requirement to sell bricks.

- [Any person holding stock of bricks shall sell the whole or a specified part of such stock of bricks at the price fixed under clause (4) to such person as may be specified in a permit issued in that behalf by the District Magistrate and addressed to the person holding such stock;Provided that nothing in this clause shall apply to any brick burnt by any person for his own use.] [Substituted by (Second

Amendment) Order, 1972, dated 5th December 1972.]

**4. [ Price at which bricks shall be sold. - Subject to any directions of the State Government, the District Magistrate may, by general or special order fix-**

(a)the size of the bricks;(b)the maximum price at which different classes of bricks may be sold by any person and such price shall be based on the estimated cost of manufacture of bricks plus a reasonable margin of profits thereon:Provided that different prices may be fixed in respect of different classes and size of bricks for different localities in the district having regard to different circumstances pertaining thereto.] [Substituted by Notification No. 8023/XXIX-EC-1-58-BK-71, dated 28.2.1977 and published in U.P. Gazette, (Extraordinary), dated 28.2.1977.]

**5. Account, information and powers of search and seizure.**

- The District Magistrate may, with a view to carry out the provisions of this Order-(i)by a general or special order require the proprietor or manager of any brick kiln or any other person carrying on the business of sale of bricks-(a)to maintain such record and furnish such information as may be specified in such order;(b)to produce to such authority as may be specified in such order any books, accounts or other documents relating to the manufacture, sale or disposal of bricks;(ii)inspect or cause to be inspected any books, accounts or other documents relating to such bricks or brick-kilns;(iii)enter or search or inspect or authorise any person to enter or search or inspect the premises of brick-kiln;(iv)seize or authorise any person to seize, any bricks in respect of which he has reason to believe that a contravention of this order has been committed or is likely to be committed or any books, accounts or other documents relating thereto.