



GOVERNMENT OF KERALA

Abstract

Agriculture Department – Checking illegal transport, stocking and use of endosulfan – formation of Multi Disciplinary Squad at district level to strictly implement endosulfan ban – orders issued

Agriculture (NCA) Department

GO(Ms) No.136 /2011/ND

Dated: Thiruvananthapuram, 23 /05/2011

Read:- Government of India Notification No S O 1874(E) dated 31/10/2006

Order

Government of India, as per Notification read above, have prohibited the use of Endosulfan in the State of Kerala. In order to strictly enforce the ban, Government have decided to take all efforts to prevent the illegal transport, storage and use of endosulfan in all parts of the State.

In order to prevent the entry, transport and use of endosulfan in large plantations and farmers field, the following orders are issued with immediate effect

Multi Disciplinary Squad shall be formed at district level with the following members

1. District Collector as Chairman
2. Principal Agricultural Officer as Convenor
3. Commissioner of Police / Superintendent of Police
4. Deputy Commissioner, Sales Tax
5. Assistant Excise Commissioner
6. Sub Divisional Magistrate
7. District Public Prosecutor
8. Regional Transport Officer
9. District Labour officer
10. Nominee of Kerala Agricultural University
11. Nominee of Pollution Control Board
12. Deputy Director of Agriculture (T) of the District
13. Assistant Director of Agriculture (QC) in charge of the District
14. Any other officers co-opted by District Collector

The following guidelines are issued in connection with the formation of the Multi Disciplinary Squad.

1. Raids should be conducted in plantations, check posts, vehicles moving to the plantations, godowns of distributors etc where the use and storage of Endosulfan is suspected.


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2. Raids should be accompanied by the Agricultural Officer and Assistant Director of Agriculture(QC) in charge of the area.
 3. Every suspected container which does not have proper labelling and supporting bills should be seized.
 4. Seizure will be under section 22 of Insecticide Act 1968. Mahazar should be written with two witness and also all the records should be seized if found necessary. If any problem arises for seizure, section 42 of the Criminal Procedure Code(CrPC) 1973(2 of 1974) may be consulted.
 5. Sample of seized chemical should be sent to Central Insecticide Lab, Faridabad for testing.
 6. The balance of seized quantity along with the sample should be entrusted to the Magistrate Court having jurisdiction for further proceedings in accordance with the provisions contained in Criminal Procedure Code (CrPC). If the quantity is high it should be kept sealed in the plantation itself.
 7. If the test result shows that, the chemical comes under banned/ spurious/ misbranded category, criminal case should be charged under section 29 of the Insecticides Act.
 8. The same procedure must be followed in farmers premises and godowns.
 9. In the case of suspected falsely labelled chemicals the usual sampling procedure must be followed.
 10. In the case of Insecticide dealers and distributors also, usual sampling procedure must be followed.
 11. Police protection should be ensured for the Raiding Squad.
 12. Vehicles coming through check post should be inspected to prevent the transport of banned chemicals.

(By Order of the Governor)
Dr.A.JAYATHILAK
Secretary.

To

All District Collectors
The Director of Agriculture, Thiruvananthapuram
All Commissioners of Police / Superintendents of Police
Commissioner, Sales Tax, Thiruvananthapuram
Excise Commissioner, Thiruvananthapuram
All District Public Prosecutors
Regional Transport Officers
District Labour Officers
Registrar, Kerala Agricultural University
Secretary, Pollution Control Board
The Principal Accountant General (Audit), Thiruvananthapuram
The Accountant General (A&E), Thiruvananthapuram
The Director, Public Relations Dept
The Principal Information Officer, Farm Information Bureau.
S/F, O/C

Forwarded/By Order,


Section Officer