

MINUTES OF THE MEETING OF TOWN VENDING COMMITTEE (TVC) FOR  
KOLKATA CITY, HELD ON 23<sup>rd</sup> February, 2022 IN THE COUNCIL CHAMBER, KMC

PRESENT

1. Shri Debasish Kumar, MMIC (P&S)
2. Shri Binod Kumar, IAS, Municipal Commissioner
3. Shri Harihar Prasad Mandal, Municipal Secretary
4. Shri Amlan Konch, DP KMDA
5. Shri Goutam Gupta, OSD & EO DC, Traffic (II) Kolkata Police
6. Shri P. P. Saha, Addl. CMLO
7. Sri B. Biswas, Ch. Manager, Licence
8. Dr. Tapapriya Majumder, Ex. H. O. (HQ) & representative of Health Deptt.
9. Shri Utpal Mistry, Dy. CE IV & representative of SWM
10. Shri Suvendu Ghosh, representative of FTO, WB
11. Shri Debasish Das, Hawker Sangram Committee
12. Smt. Rekha Marik
13. Shri Bharat Shaw, President Madhya Kolkata United Hawkers Welfare Association
14. Shri Saktipada Mandal
15. Mr. Murad Hossain, Calcutta Hawkers Men Union
16. Shri Rajesh Pandey, Secy., FTO, WB
17. Shri Sanjib Kumar Ghosh
18. Sri N K Saha, representative of FTO, WB  
& Other Hawkers' representatives.



The matter pertaining to the implementation of the provisions of the Street Vendors (Protection of Livelihood and Regulation of Street Vending) Act, 2014 is discussed. The issue as regards implementation of the provisions of the said Act is pending consideration before the Hon'ble High Court Calcutta on the last date of hearing of the matter that 28/01/2022. time was granted as prayed for to find out the time frame within which the provisions of the Act would be implemented.

It is on record that after framing of the West Bengal Urban Street Vendors (Protection of Livelihood and Regulation Street Vending) Rules 2018 under the said Act, 2014, the Town Vending Committee for the Kolkata area was constituted and held its first meeting on 27/09/2018. In the said meeting of the Town Vending Committee a decision was taken to request the Joint Commissioner of Police to take initiative for starting the survey work for identification of the Hawkers in the KMC areas and such survey work was directed to be conducted by the Kolkata Police on the basis of previous survey held in 2012 upon taking note of the fact that around 59000 applications had been received from the existing Hawkers in the year 2016.

The Town Vending Committee held meetings also on subsequent occasions when all steps have been undertaken to conduct the survey work as a first stage towards implementation of the provisions of the said Act. This Hon'ble Court passed an order dated 6<sup>th</sup> March 2019 in W.P. No. 26632 (W) of 2018 granting orders in terms of prayers meaning thereby interalia

the said Rules 2018 had been declared ultra vires to the said Act, 2014. However on subsequent occasion the said order of 6<sup>th</sup> March 2019 was recalled, but the writ petition is reportedly still pending for adjudication.

The process of implementation of the said Act was stalled for the reasons as above.

The provisions of the said Act provide for certain stages of work towards implementation thereof. The initial stage relates to conduct of a survey of all existing Street Vendors within the area under its jurisdiction and subsequent survey needs to be carried out at least once every 5 years.

In view of the facts and circumstances as above and having regard to the provisions of the said Act 2014 and Rules framed there under as well as the solemn order of the Hon'ble High Court, Calcutta. The Committee after thorough discussion takes the following decisions:

1. All members be provided with Hard copies of TVC guidelines i.e. provisions of the Act as well as rules and the relevant court order copies. All members shall have to comply with the provisions of relevant Act & Rules as well as court orders.
2. 7 (seven) daytime is given for filing objections on the uploaded vendors' application list as available in KMC web portal.
3. Jt. CP (HQ), Kolkata Police, to identify probable Vending Zones in Kolkata as well as no Vending Zones and place before TVC so that steps towards issuance of Certificate of Vending can be taken at the earliest.
4. Chief Manager (Licence), KMC is requested to take preparatory steps for smooth implementation of the process towards issuance of Certificate of Vending to eligible vendors. Chief Manager (Market) to kindly provide co-operation in the matter.
5. Other than the 59,085 application list as uploaded in KMC web portal, if any current vendor can show proper proof of vending records since 2012 or earlier, then they may apply before TVC for due consideration.

The next meeting of the Town Vending Committee is tentatively scheduled to be held on 18.04.2022 in the Council Chamber at 2.00 PM to assess the progress of the work with updated information to be presented by the respective authorities in the meeting for taking further decision in the matter of implementation of the provisions of the Act.

The meeting ended with thanks from the chair.

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Municipal Commissioner & Chairman, TVC