

RAILWAY (DISPOSAL OF GOODS NOT REMOVED FROM NOTIFIED RAILWAY STATIONS) RULES, 1990

CONTENTS

1. Short title and commencement
2. Definitions
3. Form and manner in which an application may be made under sub-section (2) of Sec. 89
4. Form in which a statement is to be exhibited
5. Manner in which dates of public auction to be notified
6. Manner of crediting the price of essential commodities referred in sub-clause (ill) of Cl. (a) of the proviso to sub-section 3 of Sec. 90

SCHEDULE 1 :- 1

RAILWAY (DISPOSAL OF GOODS NOT REMOVED FROM NOTIFIED RAILWAY STATIONS) RULES, 1990

G.S.R. 554 (E), dated 7th June, 1990¹.- In exercise of the powers conferred by sub-section (1) of Sec. 92 of the Railways Act, 1989 (24 of 1989), read with S.22 of the General Clause Act, 1897, the Central Government hereby makes the following rules, naely:

1. Short title and commencement :-

(1) These rules may be called the Railway (Disposal of Goods not Removed from Notified Railway Stations) Rules, 1990.

(2) They shall come into force on the date of commencement of the Act.¹

1. W.e.f. 1st July, 1990, vide S.O.475(E) dated 12th June, 1990.

2. Definitions :-

In these rules, unless the context otherwise requires,

- (a) "Act" means the Railways Act, 1989 (24 of 1989).
- (b) "Form" means a form set out in the Schedule.
- (c) "Schedule" means the Schedule to these rules.
- (d) "Section" means a section of the Act.

3. Form and manner in which an application may be made under sub-section (2) of Sec. 89 :-

If any person delivering to a railway administration any goods to be carried to a notified station desires that the railway administration should intimate the arrival of the goods at the notified station, he shall along with the Forwarding Note make an application in the Form I, along with necessary postage charges.

4. Form in which a statement is to be exhibited :-

The statement required to be exhibited at a conspicuous place in the notified station under sub-section (3) of Section 89 shall be in Form II.

5. Manner in which dates of public auction to be notified :-

(1) Whenever it is proposed to sell any goods by public auction under sub-section (1) of Section 90 , the railway administration shall notify the date on which such auction shall be held.

(2) Whenever such auctions are to be held regularly at a notified station, it shall be enough if the days on which such auction shall be held are fixed and published in one or more local newspapers.

(3) The notification in the newspapers shall also indicate the time and place of such auction and mention that the particulars of the goods proposed to be sold by public auction are exhibited on the notice board in the goods shed or any other place to be specified.

(4) Whenever such auction is to be held occasionally, in addition to the particulars mentioned in sub-rules (2) and (3), the auction notice shall also broadly indicate the types of commodities proposed to be sold by auction.

(5) The date of every such auction shall be published in one or more local newspapers at least three days in advance of the date of auction (excluding the date of sale).

6. Manner of crediting the price of essential commodities referred in sub-clause (iii) of Cl. (a) of the proviso to sub-section 3 of Sec. 90 :-

Whenever any goods comprising of essential commodities are transferred to the Central Government or the State Government or to any agency, co-operative society or other person under sub-section (2) of Section 90 , the price payable for such goods under the Act shall be paid to the railway administration in the following

manner:

(a) If such goods are transferred to the State Government or the Central Government, the payment may be made either by cash, bank draft, cheque, credit note in the same manner as the railway freight is paid by such Government, or in any other manner as may be agreed to between the railway administration and the Government concerned.

(b) If such goods are transferred to any agency or co-operative society or other person, under the direction of the Government, the payment may be made in cash or any other mode authorised by the railway administration for payment of freight by such agency or co-operative society or other person or in any other manner as may be agreed to between the railway administration and such agency or co-operative society or other person.

SCHEDULE 1