

THE WAREHOUSES ORDINANCE, 1959

(EAST PAKISTAN ORDINANCE NO. LXVI OF 1959).

[30th September, 1959]

An Ordinance to provide for the regulation of warehouses for storing agricultural produce in Bangladesh. ¹

WHEREAS it is expedient to provide for the regulation of warehouses for storing agricultural produce in Bangladesh;

NOW, THEREFORE, in pursuance of the Presidential Proclamation of the 7th day of October, 1958, and in exercise of all powers enabling him in that behalf, the Governor is pleased to make and promulgate the following Ordinance, namely:-

CHAPTER I

PRELIMINARY

Short title, extent and commencement

1. (1) This Ordinance may be called the ²[* * *] Warehouses Ordinance, 1959.

(2) It extends to the whole of Bangladesh.

(3) It shall come into force on such date as the Government may, by notification in the official Gazette, appoint.

Definitions

2. In this Ordinance, unless there is anything repugnant in the subject or context,-

(a) "Agricultural produce" means paddy, rice, jute, gram, rape-seed, wheat or any other crop which may be declared by the Government by notification in the official Gazette, to be agricultural produce for the purposes of this Ordinance;

(b) "depositor" means a person who tenders his agricultural produce to the warehouse-man for storing in his warehouse and includes any person who lawfully holds a receipt issued by the warehouse-man in respect of such produce and derives title to it by proper endorsement or transfer from the depositor of his lawful transferee;

(c) "Director" means the Additional Director of Agriculture (Marketing), Government of Bangladesh;

(d) "prescribed" means prescribed by rules made under this Ordinance;

(e) "receipt" means a warehouse receipt drawn in conformity with the rules made under this Ordinance and issued by a warehouse-man to a depositor showing that certain agricultural produce described therein have been deposited in his warehouse.

(f) "warehouse" means any building, structure or other protected enclosure which is used or may be used for the purpose of storing of any agricultural produce;

(g) "warehouse-man" means a person who has taken out a licence under section 5 of this Ordinance;

(h) "small warehouse" means a warehouse of the capacity of five thousand maunds or less; and

(i) "large warehouse" means a warehouse of the capacity of more than five thousand maunds.

**Licence for
Warehouses**

3. Any person desirous of running a warehouse under this Ordinance shall take out a licence for the conduct of his warehouse business by making an application in writing to the Director.

**Conditions for
licence**

4. Before granting a licence, the Director shall satisfy himself-

(a) that the warehouse is suitable for proper storage of the particular agricultural produce for which an application for such licence has been made in writing;

(b) that the applicant has furnished such security as may be prescribed and is competent to conduct such a warehouse; and

(c) that there is no other cause or reason for which the applicant for the licence may, in the opinion of the Director, be deemed to be disqualified.

Grant of licence

5. The Director, on being satisfied after making enquiries under section 4, may grant a licence to the applicant on payment of a fee of taka fifty for a small warehouse and taka one hundred for a large warehouse for the

