

4. Prohibition of business of lubricating oil or grease

No person shall carry on the business of manufacturing, blending, packaging, re-refining, selling or transporting for sale any lubricating oil or grease which has been adulterated.

5. Application for grant or renewal of a licence:

- 1) Any person desiring to carry on the business of a processor, other than a seller or a re-seller, shall make an application in Form 1 and every seller or re-seller shall make an application in Form 1A specified in schedule I appended to this Order to the competent authority, together with a fee of rupees twenty five.
 - 2) On receipt of an application under sub-clause (1), the competent authority, after making such enquiry as it considers necessary, shall by order in writing, either grant or renew the licence in Form 2 or, as also may be, Form 2A specified in schedule I appended to this Order or refuse to grant or renew the same.
 - 3) Where the competent authority refuses to grant or renew a licence it shall record the reasons for so doing and a copy of the reasons so recorded shall be furnished to the applicant.
 - 4) In granting or refusing to grant or renew a licence in Form 1 specified in schedule I appended to this Order, the competent authority shall have regard to matters such as the following, namely:-
 - a) the existing or proposed facilities for manufacture and testing lubricating oil or grease,
 - b) the availability of base stocks, raw materials and additives for manufacturing lubricating oil or grease, and
 - c) the types and specifications of lubricating oil or grease which the processor is manufacturing or proposing to manufacture.
 - 5) All existing processors shall obtain the licence under this order by the 30th day of June, 1956.
 - 6) An application for the renewal of licence shall be made three months before the date of expiry of the existing licence.
 - 7) Every licence granted under this Order shall remain valid, unless renewed for a further period of five years, till the end of five years from the date of its issue or till it is cancelled under clause 6, whichever is earlier.
- 5A. The declaration as to specification of lubricating oil or grease: (i) Every processor who is neither carrying on nor proposing to carry on business of re-refining of lubricating oil or grease shall make a declaration as to the specification of such lubricating oil or grease and shall conform to such specifications.

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- (2) Every processor who is carrying on or proposing to carry on the business of re-refining of lubricating oil or grease-
- (a) if such re-refining is being undertaken under a licence issued under section 15 of the Bureau of Indian Standards Act, 1936 (63 of 1936), shall conform to the standard mark specified under the said Act.
 - (b) if such re-refining is being undertaken other than under a licence referred to in sub-clause (a), shall make a declaration as to the specification of such lubricating oil or grease and shall conform to such specifications:

Provided that the requirements of sub-clause (b) shall not be applicable to the re-refiners of re-refined base oil if such re-refiners sell such base oil only to major units or to one of the oil companies specified in Schedule I.

Explanation:- For the purpose of this sub-clause, "major unit" means any institution which requires lubricating oil or grease directly from one of the oil companies and gets the waste oils re-refined by one of the re-refiners registered under this Order for its own use;

6. Suspension or Cancellation of Licences:

The competent authority may, without prejudice to any other action that may be taken against a processor under the Essential Commodities Act, 1956 (30 of 1956), by order in writing suspend or cancel a licence for breach of any of the terms and conditions of the licence and a copy of the order shall be furnished to the processor: Provided that no licence shall be suspended or cancelled under this clause unless the processor has been given reasonable opportunity of being heard in the matter.

7. Appeal:

Any person aggrieved by an order made by the competent authority under clause 5 or under clause 5 may, within thirty days of the receipt of a copy of the Order by him, prefer an appeal to the State Government and the State Government may after giving the applicant an opportunity of being heard confirm, reverse or modify such order.

8. Power of entry, search and seizure:

(1) Any officer not below the rank of an Inspector of police authorised in this behalf by the Central Government or a State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order or any order made thereunder has been complied with,

(a) enter and search any place, premises, vessel or vehicle which the officer has reason to believe, has been, or is about to be, used for the contravention of this Order;

(b) Seize,

1) Stocks of lubricating oils, greases and processing equipments,

- i) any package, covering or receptacle in which lubricating oils and greases are found, and .
 - ii) any animal, vehicle, vessel or other conveyance used in carrying lubricating oils and greases, which the officer has reason to believe has been, or is being, or is about to be, used for the contravention of this order;
 - c) send samples of any lubricating oil or grease seized under sub paragraph (1) or paragraph (b) to any of the laboratories mentioned in Schedule II appended to this Order, for analysis with a view to knowing the nature and extent of adulteration.
- 2) The provision of section 100 of the Code of Criminal Procedure, 1973 (2 of 1974) relating to search and seizure shall, as far as may apply to searches and seizures under this order.
3. Power of Central Government to issue directions:

The Central Government may, from time to time, by general or special order, issue to any processor such directions as it considers necessary regarding the processing, storage, transport and disposal of lubricating oil or grease and upon the issue of such directions, such processor shall be bound to comply therewith.

31/-
(ARVIND VARMA)

Joint Secretary to the Govt. of India

(File No. P-10012/1/70-Sup/Dist. (Vol. II

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SCHEDULE-I

(See Clause 2(e))

NAME OF OIL COMPANIES

- i) Indian Oil Corporation Ltd.,
G-9, Ali Yavar Jung Marg,
Bandra (East),
Bombay-400 651.
- ii) Indian Oil Blending Ltd.,
Pirana, Erandiyai,
Bombay.
- iii) Bharat Petroleum Corporation Ltd.,
Bharat Bhavan, 4 & C, Girringhey Road,
Ballard Estate, Bombay-400 038
- iv) Hindustan Petroleum Corporation Ltd.,
17-Jamshedji Tata Road, Churchgate,
Bombay-400 620
- v) Balmer Lawrie & Company Ltd.,
21, Netaji Subhash Marg,
Calcutta-700 001.
- vi) Indral Lubricants & Specialities Ltd.,
White House, 91, Walkeshwar Road,
Bombay-400 066
- vii) Petrosil Oil Co. Ltd.,
Apoorva House, 34 Disha Wacha Road,
Bombay-400 620.
- viii) Tide Water Oil Co. (India) Ltd.,
32, R. Kamani Marg,
Ballard Estate,
Bombay-400 038.
- ix) IBP Co. Ltd.,
Sillender House,
8, Netaji Subhash Road,
Calcutta-700 001.
- x) Madras Refineries Ltd.,
430, Khivraj Complex, Nandanam,
Annaalai, Madras-600 035

FORM-1

(See clause 5(1))

Manufacturing, Blending, Packaging or Re-refining of
Lubricating oils or greases.

Application for the grant of a licence to carry on the
profession of a processor.

Note: This application form is for registration of an existing unit, renewal of a licence as well as for a unit proposed to be established and is to be filled in accordingly. Please state whether application is for

- i) Licensing of an existing unit.
 - ii) Licensing of a unit to be set up, or
 - iii) Renewal of a licence.
- 1) Name and full address of the processor.
 - 2) Name and address of the partners/directors
 - 3) Location of the Unit.
 - 4) Capital investment in the project.
 - a) Land
 - b) Building
 - c) Plant and Machinery
 - 5) Date of commencement of production.
 - 6) Capacity of the Plant (Kilo Litres)
 - 7) No. of shifts per day.
 - 8) Details of production.

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SCHEDULE-Y

(See Clause 2(e))

NAME OF OIL COMPANIES

- i) Indian Oil Corporation Ltd.,
6-9, Ali Yavar Jung Marg,
Bandra (East),
Bombay-400 651.
- ii) Indian Oil Blending Ltd.,
Pirana, Trombay,
Bombay.
- iii) Bharat Petroleum Corporation Ltd.,
Bharat Bhawan, 4 & C, Girinagar Road,
Ballard Estate, Bombay-400038.
- iv) Hindustan Petroleum Corporation Ltd.,
17-Jamshedji Tata Road, Churchgate,
Bombay-400 520.
- v) Balmer Lawrie & Company Ltd.,
21, Netaji Subhash Marg,
Calcutta-700 001.
- vi) Indral Lubricants & Specialities Ltd.,
White House, 91, Walkeshwar Road,
Bombay-400 066.
- vii) Petronil Oil Co. Ltd.,
Apoorva House, 34 Diasha Wacha Road,
Bombay-400 620.
- viii) Tide Water Oil Co. (India) Ltd.,
32, R. Kamani Marg,
Ballard Estate,
Bombay-400 078.
- ix) IEP Co. Ltd.,
Gillender House,
8, Netaji Subhash Road,
Calcutta-700 001.
- x) Madras Refineries Ltd.,
480, Khivra Complex, Bandanam,
Annamalai, Madras-600 035.

FORM-1

(See clause 5(1))

Manufacturing, Blending, Packaging or Re-refining of
Intricating oils or greases.

Application for the grant of a licence to carry on the
profession of a processor.

Note: This application form is for registration of an existing unit, renewal of a licence as well as for a unit proposed to be established and is to be filled in accordingly. Please state whether application is made for

- i) Licensing of an existing unit.
- ii) Licensing of a unit to be set up, or
- iii) Renewal of a licence.
 - 1) Name and full address of the processor.
 - 2) Name and address of the partners/directors
 - 3) Location of the Unit.
 - 4) Capital investment in the project.
 - a) Land
 - b) Building
 - c) Plant and Machinery
 - 5) Date of commencement of production.
 - 6) Capacity of the Plant (Kilo Litres)
 - 7) No. of shifts per day.
 - 8) Details of production.

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Type of Lubricant and Grease	Specifications (the relevant ISI specification if produced to such specification, otherwise the specification to which the product would be or is being made)	Brand name of trade name of the product, if any	Quantity (in kilo litres) and value in (Rs. approx.) of production during two previous calendar years.
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- i) Engine/Crank case oil
- ii) Gear Oils
- iii) Industrial oils
- iv) Greases
- v) Speciality
- vi) Others(Specify)

9. The sources and details of procurement of base oils and additives.

10. Process details
A brief description of the process

11. Storage Capacity available/planned.
- a) for raw materials
 - b) for intermediate products
 - c) for finished products

Statement of utilities giving sources, quantities, assurance of supply :

- Electricity (Kwh)
- Fuel Oil (KE)
- Coal (Tonnes)
- Water
- Others

12. Total manpower employed/to be employed.

13. Plant Facility - (existing or planned)

Please give details of equipment including laboratory equipment for quality control.

15. Statutory regulations on environment.

- 1) Whether clearance from the concerned environmental authority has been obtained?
 - 2) If yes, give particulars.
16. Any additional information.

Signature of applicant

Name
(In Block Letters)

Place _____

Date _____

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Application
Solely

- 11 -
"FORM NO. 1A"

(See Clause 5.1 of Lube Oil/Greases Processing Supply & Distribution Regulation Order 1987.)

APPLICATION FOR THE GRANT OF LICENCE TO CARRY ON TRADING OF FINISHED LUBRICATING OILS/GREASES/SPECIALTIES BY AN EXISTING UNIT/PROPOSED UNIT/RENEWAL OF LICENCE

(This application form is for Registration/Renewal of Trading activities in Lubricating Oils & Grease including used/Refined Oils)

1. Full name of the Applicant :
2. Address in full :
3. Location of the Place(s) of business/address :
4. Name of company/companies whose product is being traded :
5. Name of supplier & address in full :
6. New Licence Renewal

I solemnly declare that the information given above is true to the best of my knowledge and belief.

Place : _____ Signature of the Applicant

Date : _____ (NAME IN BLOCK LETTERS)

...12/-

Licence - processor

Application
Sultan

"FORM NO. 1A"
FORM NO. 2

(See Clause 5.1 of Lubricating Oils/Greases Processing, Supply & Distribution Regulation Order 1987.)

FORM OF LICENCE FOR REGISTRATION OF AN EXISTING UNIT/PROPOSED APPLICATION FOR THE GRANT/RENEWAL OF LICENCE ON TRADING OF FINISHED LUBRICATING OILS/GREASES/SPECIALITIES BY AN EXISTING LICENCEE/PROPOSED UNIT/RENEWAL OF LICENCE

(This form is for Registration/Renewal of Trading activities in Lubricating Oil & Grease including used/Refined Oils)
Valid upto _____

1. Licencee hereby declares that the business of a processor is hereby granted to the party, at the place and subject to the terms and conditions mentioned below and to the provisions of the Regulation Order.
2. Address in full _____
3. Location of the Place(s) of business/address _____
4. Registered company/companies whose product is being traded :

5. Name of the product and the location of the unit and the specifications of the product (5) _____
6. New Licence _____

1. Full name of the holder
I solemnly declare that the information given above is true to the best of my knowledge and belief.

2. Location of the storage place attached to the unit. Signature of the Applicant

Date Location of the unit. (NAME IN BLOCK LETTERS)

4. Capacity of the unit (in kilo litres).

5. Products produced/to be produced and their specifications.

Products

- i) Motor Oil
- ii) Gear Oils
- iii) Industrial Oils
- iv) Greases
- v) Others (specify) _____

...12/-

(Relevant ISI Specifications, if product is of ISI specification, otherwise details of the specifications to which produced or proposed to be produced).

If licence has been renewed, particulars of the licence renewed.

Competent Authority

Date _____

Signature of _____

...13/-

License of serial:

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Form No. 2A

FORM FOR LICENCE FOR AN EXISTING UNIT/PROPOSED UNIT FOR TRADING IN FINISHED LUBRICATING OILS/GREASES/SPECIALTIES/RENEWAL OF LICENCE.

Licence to carry on the business of a processor (only for the activity of sale) is hereby granted to the party at the place subject to the terms and conditions below and provisions of the Lubricating Oils and Greases (Processing, Supply & Distribution Regulation) Order, 1967.

Description of the party, the location of the unit and Product(s):

1. Full name of the licence holder;
2. Address in full ;
3. Location of the place(s) of business/address;
4. Licence No.:
5. Date of Issue;
6. Valid upto;
7. Name of the Company/Companies whose product he is trading;
8. Name of supplier & address in full:

Date: _____

Competent Authority

State of _____

27/12/47

Terms and Conditions of the Licences

1. The licence is issued subject to the provisions of the Lubricating Oils and Greases (Processing, supply and Distribution Regulation) Order, 1937.
2. The holder of the licence shall maintain correctly and complete such records as are necessary for verifying the particulars given in the application form of the applicant and this licence granted to him.
3. The holder of the licence shall permit an officer authorized by the competent authority under the provisions of the Lubricating Oils and Greases (Processing, supply and Distribution Regulation) Order, 1937 to inspect the places where processing of lubricating oils or greases is being undertaken, shall furnish same thereof, shall permit on demand by such officer such records or documents in his possession or under his control and shall allow to enter or search any premises and seize any articles to which this order applies.

Competent Authority

State of _____

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PUBLISHED IN PART-II, SECTION 3, SUB-SECTION (1) OF THE GAZETTE OF INDIA, DATED THE 28TH MARCH, 1957. **

GOVERNMENT OF INDIA
MINISTRY OF PETROLEUM AND NATURAL GAS

" Shashi Bhasin "
New Delhi
Dated : 20th March, 1957.

C O R D E R

1. S. N. 253- In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:-

1. Short title, extent and commencement
 - 1) This order may be called the Lubricating Oils and Greases (Processing, supply and distribution regulation) Order, 1957.
 - 2) It extends to the whole of India.
 - 3) It shall come into force on the 1st day of April, 1957.

2. Definitions:

In this Order, unless the context otherwise requires:-

- (a) "competent authority" means any person or authority authorised by a State Government or a Union territory administration, by notification in the Official Gazette, to exercise the powers and to perform the functions of the competent authority under this Order for such area as may be specified in the notification.
- (b) "Lubricating Oil or grease" means any of the products classifiable under sub-heading Nos. 2710.32, 2710.33, 2710.72, 2710.80, 2710.93, 2710.94, 2710.95, 2710.99 or heading No. 3403.00 of the Schedule to the Central Excise Tariff Act, 1955 (5 of 1955).
- (c) "processor" means any person carrying on or proposing to carry on the business of manufacturing, blending, packaging, re-refining, sale or resale of any lubricating oil or grease and includes a representative or agent of such processor but does not include the oil companies specified in Schedule I appended to this Order.

** As amended by vide GSR No. 728, dt. 21.5.57 and GSR No. 379 (S) dt. 24-3-82

- (d) without prejudice to the meaning assigned to "Adulteration" under the Prevention of Food Adulteration Act, 1954 (37 of 1954), any lubricating oil or grease shall be deemed to be adulterated if the same does not meet the specifications declared by or applicable to the processor.

Restriction on processing and storage of lubricating oils and greases

No person shall carry on the business of a processor except under and in accordance with the terms and conditions of a valid licence granted to him under this Order.