

અખબારી યાદી

રાજ્ય સરકાર દ્વારા ગુજરાત જાહેર સલામતી(પગલા) અમલીકરણ અધિનિયમ, ૨૦૨૨ને તા.૦૭/૦૪/૨૦૨૨ના ઘ ગુજરાત ગવર્નમેન્ટ ગેઝેટમાં પ્રસિદ્ધ કરેલ છે. આ અધિનિયમની કલમ -૯ હેઠળ રાજ્ય સરકારને મળેલ સત્તાની રૂએ નિયમો બનાવીને તે અંગેનો ડ્રાફ્ટ/મુસદ્દો તેમજ અધિનિયમ અને અધિનિયમ અને સૂચિત નિયમોની સાદી સમજણ ગૃહ વિભાગની વેબસાઇટ : <https://home.gujarat.gov.in> પર મૂકવામાં આવેલ છે. આથી, નિયમો અંગે જે કોઈ નાગરિકો સૂચન કરવા માંગતા હોઈ, તેઓએ તેમના સૂચનો તા.૩૦/૦૬/૨૦૨૨ સુધીમાં લેખિતમાં પોસ્ટ મારફત ઉપ સચિવશ્રી(કા.વ્ય.-૨), ગૃહ વિભાગ, સચિવાલય, ગાંધીનગર અથવા પોલીસ મહાનિદેશક અને મુખ્ય પોલીસ અધિકારીશ્રી, પોલીસ ભવન, ગાંધીનગરને અથવા ઈ-મેઈલ મારફત us-lno2-home@gujarat.gov.in અને dgp-gs@gujarat.gov.in મોકલી આપવા.



मत्यमेव जयते

The Gujarat Government Gazette

**EXTRAORDINARY
PUBLISHED BY AUTHORITY**

Vol. LXIII] THURSDAY, APRIL 7, 2022 / CHAITRA 17, 1944

Separate paging is given to this Part in order that it may be filed as a Separate
Compilation.

PART IV

Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been
assented to by the Governor on the 1st April, 2022 is hereby published for
general information.

K. M. LALA,
Secretary to the
Government of Gujarat, Legislative
and Parliamentary Affairs
Department.

GUJARAT ACT NO. 6 OF 2022.

(First published, after having received the assent of the Governor, in
the "*Gujarat Government Gazette*", on the 7th April, 2022).

AN ACT

to provide for the Public Safety Measures at the Establishments in the State of Gujarat.

WHEREAS it is expedient to provide for the Public Safety Measures at the Establishments in
the State of Gujarat and for matters connected therewith or incidental thereto.

It is hereby enacted in the Seventy-third Year of the Republic of India as follows:-

- (1) This Act may be called the Gujarat Public Safety (Measures) Enforcement Act, 2022.
- (2) It extends to such areas as may be identified and notified by the Government in the
Official Gazette from time to time.
- (3) It shall come into force in such areas as notified under sub-section (2) above from
such date or dates as the State Government may, by notification in the *Official
Gazette*, appoint.

**Short title,
extent and
commencement.**

- Definitions.** 2. In this Act, unless the context otherwise requires,-
- (a) “District Magistrate” shall include Additional District Magistrate;
 - (b) “Government” means the State Government of Gujarat;
 - (c) “Notification” means a notification published by the Government in the *Official Gazette* and the word “notified” shall be construed accordingly;
 - (d) “prescribed” means prescribed by rules under this Act;
 - (e) “Public Safety Measures” means Access Controls or Closed Circuit Television (CCTV) Camera Systems at entry and exit points of the establishments and their designated parking areas by installing,-
 - (i) Access Controls through physical or technical means or both;
 - (ii) Closed Circuit Television (CCTV) Camera Systems with a provision for storage of video footage for thirty days;
 - (iii) The technical equipment, as per the specifications as may be prescribed.
 - (f) “Public Safety Committee” means the Committee constituted by the State Government under sub-section (1) of section 4.
- Liability to provide Public Safety Measures.** 3. (1) Every owner or manager or the persons running an establishment frequented by such number of people or having such number of average footfalls per day or likelihood of gathering of such number of people at a time as the Government may by notification declare, shall provide and maintain public safety measures for the safety and security of the people visiting such establishments.
- (2) Every owner or manager or the persons running such establishment shall save and store video footage properly for a period of thirty days and shall provide the same as and when required by an authority as may be notified by the Government.
- Constitution and functions of Public Safety Committee.** 4. (1) The State Government shall constitute the Public Safety Committee for one or more areas for the purposes of this Act.
- (2) The Public Safety Committee shall consist of such number of representatives with such designations and such other persons as may be prescribed.
- (3) The Public Safety Committee shall identify establishments under the Act, maintain the records of the establishments, may visit the establishments for threat assessment, issue instructions to the establishments regarding the public safety measures and carry out such other functions as may be prescribed.
- (4) The Public Safety Committee may constitute such number of Public Safety Sub-Committees under it to assist the Public Safety Committee in the effective implementation of public safety measures.
- (5) It shall be obligatory for the establishments to deploy such public safety measures as are ascertained and recommended in writing by the Public Safety Committee, within six months.
- Powers of Public Safety Committee or Public Safety Sub-Committee to inspect the premises.** 5. (1) Any officer of the Government duly authorized by the Public Safety Committee or Public Safety Sub-Committee of the area concerned may, at reasonable hours of the day and after giving notice of at least two days, enter into any premises of any establishment for inspection of the installation and submit a report to the Public Safety Committee in case of any default or violation. The Public Safety Committee may issue necessary instructions in writing to the establishment and the same shall be complied within a period of one month.
- (2) In case of failure of any establishment in complying with the inspection report, the Public Safety Committee may levy a penalty to the owner or manager or persons running such establishments –
- (i) for the first month of default – Rs.10,000;
 - (ii) for the subsequent months of default– Rs.25,000 per month.
- Appeal.** 6. (1) Any person or establishment aggrieved by the recommendation of the Public Safety Committee under sub-section (3) of section 4 or the order of the Public Safety Committee imposing penalty under sub-section (2) of section 5 within thirty days from the date of concerned order may prefer appeal to the District Magistrate.

- (2) The District Magistrate may, after giving an opportunity of hearing to the appellant pass such order as he may deem fit.
- (3) The establishment shall comply with the orders of the District Magistrate and pay the penalty within thirty days from the date of issue of such orders.
- (4) In case any establishment makes default in payment of penalty, the same shall be recovered as an arrear of land revenue.
7. The provisions of this Act shall be in addition to and not in derogation of the provisions of any other law for the time being in force. **Saving.**
8. No suit or legal proceedings shall lie against the members of the Public Safety Committee or the Public Safety Sub-Committee or any member of such Committee or the District Magistrate in respect of anything which is done or intended to be done in good faith under this Act or any rules made thereunder. **Protection of action taken in good faith.**
9. (1) The State Government may, by notification, make rules for carrying out the purposes of this Act. **Power to make rules.**
- (2) In particular and without prejudice to the generality of the foregoing power, such rules may be made to provide for all or any of the matters expressly required or allowed by this Act to be prescribed by rules.
- (3) All rules made under this section shall be laid for not less thirty days before the State Legislature as soon as may be after they are made and shall be subject to rescission by the State Legislature or to such modification as the State Legislature may make during the session in which they are so laid or the session immediately following.
- (4) Any rescission or modification so made by the State Legislature shall be published in the *Official Gazette*, and shall thereupon take effect.
10. (1) If any difficulty arises in giving effect to the provisions of this Act, the State Government may, by an Order published in the *Official Gazette*, make such provisions, not inconsistent with the provisions of this Act, as appear to it to be necessary or expedient for removing the difficulty: **Power to remove difficulties.**
- Provided that no such order shall be made under this section after the expiry of three years from the commencement of this Act.
- (2) Every order made under this section shall be laid as soon as possible, after it is made, before the State Legislature.

Notification
Home Department
Sachivalaya, Gandhinagar.
Dated the , 2022.

Gujarat Public
Safety
(Measures)
Enforcement
Act, 2022.

No. GG/ /2022/SB5/PSM/102022/308.- In exercise of the powers conferred by sub- section (1) of section 9 of the Gujarat Public Safety (Measures) Enforcement Act, 2022, the Government of Gujarat hereby make the following Rules, namely:-

1. Short title and extent.- (1) These Rules may be called the Gujarat Public Safety (Measures) Enforcement Rules, 2022

(2) They shall extend to the whole of the areas as identified and notified by the Government of Gujarat vide Government Notification No. GG/ /2022/SB5/PSM/102022/308 Dated/2022

2. Definitions: (1) In these rules, unless the context otherwise requires:-

(a) **“Act”** means the Gujarat Public Safety (Measures) Enforcement Act, 2022;

(b) **“Annexure”** means, Annexure appended to these Rules;

(c) **“Association”** means;

(i) Group of owners or lessee of shops or commercial units within a commercial establishment, and

(ii) Group of individual shops or establishments situated in a particular geographical area located close to each other having scope for large congregations at any given point of time;

(d) **“Establishment”** means a place frequented by such number of people as identified and specified in the Government Notification No. GG/ /2022/SB5/PSM/102022/308, dated/2022 such as commercial establishments, industrial establishments, religious places, educational institutions, hospitals, sports complexes, railway stations, bus stations, places of organized congregations and such other establishments as declared by the Government, to be an establishment for the purpose of this Act.

Explanation:

(i) While identifying the establishment, a Public Safety Committee shall inspect the establishment duly taking into account whether there is a gathering of more than the specified number of people at any point of time, the threat perception of that particular establishment, the vulnerability of that particular establishment and total number of people visiting that particular establishment in a day, etc. Where there are multiple owners of commercial establishments, the Public Safety Committee may advise such multiple owners to form as an association and implement sector wise safety measures. The Committee shall also identify sectors having a large congregation with high vulnerability at any given point of time and advise them to form an association and implement safety measures;

(ii) Commercial Establishments shall mean such as shopping malls, multiplexes, group of individual shops concentrated at a particular area giving scope for more congregation at any given point of time, Cinema theatres, Places of entertainment, Amusement parks, Sports Complexes, Auditoriums, Hotels / Restaurants /Dhabas, Lodges, Bars and Restaurants, Food courts, Resorts, Banks and financial institutions and places of organized congregation such as convention centers, Exhibitions, Function Halls, Circuses and places of public meeting and gathering;

(e) **“Form”** means, a form appended to these Rules;

(f) **“Notification”** means, a notification published by the Government in the Gujarat Gazette and the word notified shall be construed accordingly;

(g) **“Prescribed”** means, prescribed by the Government by rules made under this Act;

(2) The words and expressions not defined in these rules, but defined in the Act, shall have the same meaning respectively assigned to them in the Act;

3. Public Safety Committee. - The Public Safety Committee consisting of the following representatives constituted by District Magistrate, namely: -

(i) In Municipal Corporation Areas:

1	Resident Additional Collector	Chairman
2	Deputy Commissioner of Police	Member-Secretary
3	Deputy Municipal Commissioner	Member
4	Not more than three members to be nominated by Associations of the establishments proposed to be covered under the Act in the district or area for two years from the date of their nomination	Member

Provided that in Municipal Corporations which do not have a Police Commissionerate, Deputy Superintendent of Police shall be the member secretary of the Committee;

(ii) Other Areas:

1	Resident Additional Collector	Chairman
2	Deputy Superintendent of Police	Member-Secretary
3	Not more than three members to be nominated by Associations of the establishments proposed to be covered under the Act in the district or area for two years from the date of their nomination	Member

Provided further that is such area has Municipality or a Municipal Borough, not more than two Chief Officers shall be additional members of the committee.

4. Obligation to provide the public safety measures: (1) Every owner or manager or the persons running an establishment should provide and maintain Public Safety Measures.

(2) Every owner or manager or the persons running an establishment shall save and store video footage properly for a period of 30 days and provide the same as and when required by the police officer not below the rank of Police Sub-Inspector.

(3) The police officer not below the rank of Police Sub-Inspector who has required the video footage from an establishment shall maintain the confidentiality of the database. Except for law enforcement, security and investigation purposes, the footage shall not be used for any other purpose.

(4) Every owner or manager or the persons running an establishment shall jointly and severally be responsible for installation of public safety measures at their own cost and file first return regarding public safety measures initiated in their premises to the jurisdictional Public Safety Committee in Form 1 within 6-months from the issue of notification of the Rules and annually thereafter in Form 2.

(5) The Public Safety Committee may recommend public safety measures for single individual establishment or a group of establishments operating business together after the inspection of the premises in the prescribed Form 3.

(6) The Public Safety Committee may, having regard to the number of foot falls per day, number of vehicles entering the designated parking, threat perception etc. order such establishments to install and maintain CCTV Camera Systems, access control measures where it shall be obligatory for the owner or manager or person running such establishment to comply with such orders.

5. Public Safety Measures.- (1) Every establishment or association shall provide equipment of minimum technical specifications for CCTV Camera Systems and access control measures, as the case may be, as per the specifications, as mentioned in Annexure appended to these rules.

(2) CCTV Camera System shall be functional on 24 x 7 basis even when the establishment is closed.

(3) The CCTV Camera System shall be installed covering the entry - exit points of establishments and entry - exit points of designated parking lots of the establishment with facility for storage of video footages for a minimum period of 30 days.

6. Inspection of the premises.- (1) Public Safety Sub-Committee or a revenue officer or municipal officer or a police officer not below the rank of Police Sub-Inspector duly authorized by the Public Safety Committee shall enter into and inspect the premises of the establishments with prior notice of minimum 2-days and submit a report to the Public Safety Committee in case of violation of the Act as prescribed in Form 4.

(2) The Public Safety Committee may issue such instructions to the establishment regarding installation of public safety measures based on the inspection reports, as may be deemed necessary.

(3) The owner or manager or persons running the establishment shall comply the instructions of Public Safety Committee within a period of 30-days from the date of issue of such instructions.

(4) In case of violations of the provision of Section 3 of the Act by the owner or manager or persons running the establishment or for non-compliance of the instructions of Public Safety Committee, a show cause notice shall be issued for levying penalty as per the Form No. 5. In case of non-receipt of reply or non-compliance of the orders of the Public Safety Committee within a period of 30-days, an order confirming the penalty mentioned in the show cause notice to be issued as per the Form 6.

(5) In case of any change in the entry and exit points or parking areas, the same shall be notified to the Public Safety Committee without any delay.

7. Appeals. - (1) The owner or manager or the persons running an establishment person or establishment aggrieved with the orders of the Public Safety Committee may file an appeal before the District Magistrate within 30 days from the date of the order of the Public Safety Committee under sub-section (3) of section 4 or sub-section (2) of section 5 of the Act, as the case may be as prescribed in Form 7.

(2) The District Magistrate shall inform the appellant by way of notice as per the Form No.8, and shall decide the appeal within a period of sixty days from the date of filing of appeal, after giving due opportunity to the appellant and inspecting officer.

(3) In case of rejection of appeal, the owner or manager or persons running the establishment shall comply with the orders of Public Safety Committee,-

(i) within six months from the date of order passed in appeal against the order under sub-section (3) of section 4; or

(ii) within one month from the date of order passed in appeal against the order sub-section (2) of section 5 of the Act.

(4) The non-compliance of the orders shall lead to the imposition of penalty as prescribed in sub-section (2) of section 5 of the Act.

Annexure: Technical Specifications

(See rule 5)

(a) Minimum Technical specifications for CCTV Camera:

Sl. No.	Parameter	Specification
1	Resolution	Full HD 1920 x 1080 or higher
2	Image Sensor Size	Minimum 1/3 “CMOS”
3	Minimum Illuminations	0.01 Lux or higher
4	Lens	Focal length 3.6 mm or higher
5	Distance to be covered	IR LED (In Built IR) – 50 yards or higher
6	Video Platform Format	Open Network Video Format Interface Format (ONVIF) Compliant or Equivalent (H.264 Compression)

Note: the above-said specification is common for PTZ camera, Bullet camera and Dome Camera.

(b) Minimum Technical specifications for Network Video Recorder (NVR):

Sl. No.	Parameter	Specification
1	Supported Resolution	Full HD 1920 X 1080 or higher
2	Output port	VGA D-sub / HDMI, USB port, LAN Port
3	Monitoring and playback	Should support Remote live view and remote playback
4	Video Platform Format	Open Network Video Format Interface Format (ONVIF) Compliant or Equivalent (H.264 Compression)
5	Required storage/ recording capacity (NVR)	Minimum 30 days @ 25 FPS, Full HD, H.264
6	Video Platform Format	Open Network Video Format Interface Format (ONVIF) Compliant or Equivalent (H.264 Compression)

(c) Technical Specifications for Hand Held Metal Detector (HHMD):

Sl. No.	Parameter	Specification
1	Detection	Ferrous, Non-Ferrous & Alloys
2	Detects Pin from a minimum distance of:	25 mm
3	Detects Pistol - 0.22 from a minimum distance of (mm):	150 mm
4	Detects Cartridge - 0.22 from a minimum distance of (mm):	50 mm
5	Detects Razor Blade from a minimum distance of (mm):	25 mm
6	Tuning to ensure equal results on wide range of	Automatic

	metals and alloys	
7	Battery type (inclusive in the scope of supply)	Re-chargeable
8	Details of battery, AH capacity	Minimum 500 mAH
9	Battery Protection against reverse polarity	Yes
10	Battery charger (Inclusive in the scope of supply)	Battery Charger

(d) Technical Specifications for Door Frame Metal Detector (DFMD):

Sl. No.	Parameter	Specification
1	Detection	Ferrous, Non-Ferrous & Alloys
2	Detects Pin from a minimum distance of:	25 mm
3	Detects Pistol - 0.22 from a minimum distance of (mm):	150 mm
4	Detects Cartridge - 0.22 from a minimum distance of (mm):	50 mm
5	Detects Razor Blade from a minimum distance of (mm):	25 mm
6	Tuning to ensure equal results on wide range of metals and alloys	Automatic
7	Battery type (inclusive in the scope of supply)	Re-chargeable
8	Details of battery, AH capacity	Minimum 500 mAH
9	Battery Protection against reverse polarity	Yes
10	Battery charger (Inclusive in the scope of supply)	Battery Charger

Under Vehicle Inspection Mirror:

Sl. No.	Parameter	Specification
1	Scope of usage	To view underside of vehicles / tables etc for any hidden explosives / suspected devices
2	Protecting shield over the mirror	Removable protecting shield made of waterproof cloth and high-density poly urethane foam provided over the mirror to protect it during transportation
3	Fixing details	Adjustable- inspection mirror can be swivelled and locked securely into required place
4	Mirror Type	Convex Mirror
5	Material of Trolley Platform and telescopic rods and handle	Stainless Steel or Polycarbonate

(e) Baggage Scanner:

Sl. No.	Parameter	Specification
1	Conveyor Capacity	Min 100 KG
2	Throughput Rate (Bags per hour)	Minimum 1000
3	Radiation level at a distance of 5 cm from external housing of the system (m R/hr.)	0.1
4	Resolution	Able to display single uninsulated tinned copper wire of 42-SWG or 38-AWG
5	Penetration (Thickness of Steel block)	35 millimeters
6	X-RAY BAGGAGE INSPECTION SYSTEM covers all components / accessories complete as per governing QR/specification	Yes
7	Availability of Certificate from Atomic Energy Regulatory Board (AERB) to prove that the System complies the requirements of Health & Safety regulations with regard to mechanical, Electrical and Radiation hazards	Yes
8	Radiation Safety Certificate from AERB to be furnished to the Buyer on demand	Yes
9	Video display	18.5" or better LCD Monitor SVGA High resolution, low radiation, flicker free, resolution at least ,280 x 1024, 24-bit color real time processing.
10	Other Features	Multi-energy X-ray imaging facility where materials of different atomic number will be displayed in different colors to distinguish between Organic and Inorganic

		materials. With this method to distinguish high density organic materials including explosives. Machine should have variable color or, materials stripping to facilitate the operator to monitor images of organic materials for closer scrutiny, all suspicious items (Explosives, High density, material narcotics) should be displayed in one mode and that should be on line.
--	--	---

By Order and in the name of Governor of Gujarat

()
Under Secretary to the Government of Gujarat

Form 1

(See Sec. 3 (1), Rule 4 (4))

(To be submitted by every Owner / Manager / Person or Persons who are running establishment immediately after the installation of public safety measures)

(1)	Name, Registration Number & Address of the Establishment	
(2)	Electronic Devices installed and details of equipment:	
	(i) Access Control Devices: Number/make/model of HHMDs: Number/make/model of DFMDs: Number/make/model of Baggage Scanners: Number/make/model of Under Vehicle Inspection Mirrors:	
	(ii) CCTV Camera System: Number/make/model of CCTV Cameras: Make & Model of NVRs:	
(3)	Places of installation: (i) Entry-Exit of the Establishment (Yes/No): (ii) Entry-Exit of the Designated Parking (Yes/No):	
(4)	Date of installation	
(5)	Field of view of CCTV Cameras installed at Entry-Exit of the Establishment and Entry-Exit of the Designated Parking: (i) Angle Covered in Degrees: (ii) Distance Covered in Meters:	
(6)	Date of inspection of the establishment by the officer authorized by Public Safety Committee	
(8)	Whether facility available for transfer of data or not.	
(9)	Date of filing the First Statement	
(10)	Due Date for filing next Annual Return	

Date:

Signature of Owner / Manager/Association of Establishment

(Note: The form may be submitted either electronic mode or physically to the jurisdictional Public Safety Committee)

Form - 2

(See Sec. 3 (1), Rule 4 (4))

(To be submitted by every Owner / Manager / Person or Persons who are running establishment annually)

(1)	Name, Registration Number & Address of the Establishment	
(2)	Electronic Devices installed and details of equipment:	
	(i) Access Control Devices: Number/make/model of HHMDs: Number/make/model of DFMDs: Number/make/model of Baggage Scanners: Number/make/model of Under Vehicle Inspection Mirrors:	
	(ii) CCTV Camera System: Number/make/model of CCTV Cameras: Make & Model of NVRs:	
(3)	Places of installation: (i) Entry-Exit of the Establishment (Yes/No): (ii) Entry-Exit of the Designated Parking (Yes/No):	
(4)	Any changes (Addition/Removal) made in the public safety measures during the year (Yes/No) Details of new devices installed: Devices removed:	
(5)	Field of view of CCTV Cameras installed at Entry-Exit of the Establishment and Entry-Exit of the Designated Parking: (iii) Angle Covered in Degrees: (iv) Distance Covered in Meters:	
(6)	Whether the devices are in working condition? (Yes/No)	
(8)	Date of inspection of the establishment by the officer authorized by Public Safety Committee	
(9)	Suggestions given by inspecting officer and its compliance	
(10)	Whether facility available for transfer of data or not.	
(11)	Date of filing of Annual Return	
(12)	Due Date for filing next Annual Return	

Date:

**Signature of Owner / Manager/Association of
Establishment**

(Note: The form may be submitted either electronic mode or physically to the jurisdictional Public Safety Committee)

Form - 3

(See Sec. 4 (3), Rule 4 (5))

Form for Identification of an Establishment under Gujarat Public Safety (Measures) Enforcement Act, 2022

Details of the Establishment:		
(1)	Name, Registration Number & Address of the Establishment	
(2)	Name, address and mobile number of the Owner/Manager/ Association of the Establishment	
(3)	Type of Establishment (Multiplexes/Restaurant/Hospitals/ Recreational/Religious etc.)	
(4)	Municipal License Number and any other departmental licenses	
(5)	Name of the jurisdictional Police Station	
(6)	Whether the entire building utilized by Establishment owner / Group of owners or tenant / tenants	
(7)	If it is tenancy, the details of Owner/ Builder / Association?	
(8)	(i) Number of entry points to the building / premises	
(9)	(ii) Number of exit points to the building / premises	
(10)	Nearest Parking slots and distance from the Establishment	
(11)	(a) Average number of two wheelers parked (b) Average number of four wheelers parked	
(12)	Whether private security agency is engaged or not?	
	(i) If yes, the name and address of Agency.	
	(ii) Whether the Security guards are trained or not?	
(13)	Other Establishments in and around the Establishment	
(14)	Number of visitors entering the establishment at any given point of time	
Threat Assessment by Public Safety Committee:		
(15)	Vulnerability of the Establishment (High/ Medium/Low):	
(16)	Threat Perception (High/Medium/Low):	
(17)	Any other establishment/gathering in and around radius of 50 yards:	
(18)	Details of past incidents of property offences/body offences/incidents of sexual assault on women occurred in the area, if any	
(19)	Distance and Field of View of CCTV Camera required	
Public Safety Measures Suggested:		
(20)	Type of Access Control Devices suggested: Number of HHMDs: Number of DFMDs: Number of Baggage Scanners: Number of Under Vehicle Inspection Mirrors:	

(21)	Suggested Location of Access Control Devices: HHMDs: DFMDs: Baggage Scanners: Under Vehicle Inspection Mirrors:	
(22)	Number of CCTV Cameras:	
(23)	Location of CCTV Cameras:	
(24)	Any other suggestion as part of Public Safety Measures	

The establishment is hereby identified as an ‘establishment’ under this Act having obligation to install public safety measures as per Section 3 of Gujarat Public Safety (Measures) Enforcement Act, 2022.

Date:

**Signature of Members of Public Safety Committee
(or Officers authorized by Public Safety Committee)**

To:

The Owner / Manager/Association of the Establishment

Name & Address of the Establishment:.....

.....

Copy to:

The Chairman, Public Safety Committee

Form - 4

(See Sec. 5 (1), Rule 6 (1))

Inspection Report under Sec. 5 (1), Rule 6 (1) of the Gujarat Public Safety (Measures) Enforcement Act, 2022-The Gujarat Public Safety (Measures) Enforcement Rules, 2022

(TO BE PREPARED IN TRIPLICATE)

To,
The Chairman,
Public Safety Committee,
City/District: _____

Name & Designation of Inspecting Officer:

Date of Inspection:

Date of last Inspection:

(1)	Name of the Establishment:	
(2)	Address:	
	Land Line No.:	
	Mobile No:	
	E-mail ID.:	
(3)	Name and address of Owner / Manager / Persons / Association present at the time of inspection with Mobile No	
(4)	Type of Establishment	
(5)	Municipal License No.	License No.
	or any other License No.	Valid up to
(6)	Whether periodical return submitted by Establishment Owner / Manager / Association (Yes/No)	
(7)	If Yes, Date of Last Return submitted:	
(8)	Types of Access Control Devices installed (to be compared with the return filed by the Establishment) :	(1) DFMD: (2) HHMD (3) Vehicle Bottom Search Mirror (as required) (4) Baggage scanner (as required) (5) Whether they are in working condition or not?

(9)	CCTV Camera System installed (to be compared with the return filed by the Establishment):	(1) No. of cameras installed: (2) Type of Cameras: (3) Storage Capacity: (4) Whether CCTV Camera System is in working condition? (5) Whether it is covering approach areas to the entry and exit up to a distance of 50 yards (6) Quality of Image
(10)	Whether the Access Control Devices, CCTV Camera System and Security Gadgets are meeting out the safety requirements? (Yes/No)	
(11)	If No, deficiencies noticed	
(12)	Suggestions for improvement /Remarks of Inspecting Officer	

Date:

Signature of Owner/Manager /Association of Establishment

Signature of Inspecting Officer

Copy to:

The Owner / Manager / person or the persons/ Association of Establishment

Name & Address of the Establishment:.....

.....

Form - 5

(See Sec.5 (1), Rule 6 (4))

Form of Show Cause Notice under Sec.5 (1), Rule 6 (4) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and the Gujarat Public Safety (Measures) Enforcement Rules, 2022

Number:

Date:.....

To,

The Owner / Manager / Association
Name & Address of the Establishment
.....

Sub: Show Cause Notice Sec.5 (1), Rule 6 (4) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and the Gujarat Public Safety (Measures) Enforcement Rules, 2022 for non-compliance of the public safety measures – Reg.

Sir,

Whereas, your establishment has been identified as Establishment under the Gujarat Public Safety (Measures) Enforcement Act, 2022.

2. Whereas, you are under obligation to install public safety measures as enumerated in sec 3(1) of the Gujarat Public Safety (Measures) Enforcement Act, 2022.

3. Whereas, the officer authorized by the Public Safety Committee has inspected your establishment on and has found the following violations:

(1)	
(2)	
(3)	
(4)	

4. Whereas, as owner / Manager /member of the Association of the establishment, you have failed to maintain the public safety measures in the premises as per the prescribed specification thereby violated Section 3 (1) of Gujarat Public Safety (Measures) Enforcement Act, 2022.

5. Therefore, this Show Cause Notice is being issued as to why penalty under Section 5 (2) of the Act should not be levied for non-compliance of the Act. Your written reply should reach this office within 15 days failing which penal action will be initiated against you.

(Signature of the Member-Secretary)

Public Safety Committee

City/District

Copy to:

The Station House Officer (SHO),

Name of the Police Station:

Address:.....(with a request to serve the original copy of

the Show Cause Notice to the Owner / Manager / Association and forward acknowledged copy to this office)

Form - 6

(See Sec. 5 (2), Rule 6 (4))

Format for Levying of Compounding Fee under Section-5 (2) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and Rule-6 (4) the Gujarat Public Safety (Measures) Enforcement Rules, 2022

Number:

Date:.....

**The Chairman,
Public Safety Committee
City/District: _____**

To,
The owner / Manager / Association
Name of the Establishment
.....
.....

Sub: Levying of Compounding fee for Non-compliance of Section 3 (1) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and Section 6 (4) of Gujarat Public Safety (Measures) Enforcement Rules, 2022

Ref: Show Cause Notice No., Dated:.....

Sir,

Whereas, your establishment has been identified as an Establishment under the Gujarat Public Safety (Measures) Enforcement Act, 2022.

2. Whereas, you have failed to reply to the Show Cause Notice / the reply to the Show Cause Notice is not satisfactory. Therefore, in exercise of the powers conferred on me under section 5 (2) read with Rule 6 (4) of the Gujarat Public Safety (Measures) Enforcement Act, 2022, I hereby order a penalty of Rs.10,000 (Rupees ten thousand only) for the first month and Rs.25,000 (Rupees twenty-five thousand only) for the subsequent months of default.

3. You shall forthwith pay the penalty at the office of Resident Additional Collector, District:..... and submit the copy of the challan as proof of having paid the penalty to this office.

Signature of the Chairman
Public Safety Committee

Copy to:

The Station House Officer (SHO),

Name of the Police Station:

Address:.....(with a request to serve the original order to the Owner / Manager / Association and forward acknowledged copy to this office)

Form - 7

(See Sec. 6 (1), Rule 7 (1))

**Form for Appeal under Section 6 (1) of the Gujarat Public Safety (Measures) Enforcement Act,
2022 and Rule 7 (1) of the Gujarat Public Safety (Measures) Enforcement Rules, 2022**

To,
**The Chairman,
Public Safety Committee**
City/District: _____

I / We s/o..... Age..... r/o
.....being
owner / Manager / Association of Establishment, do hereby declare that the public safety measures as
required under the Gujarat Public Safety (Measures) Act, 2022 are installed in the establishment and they
are in good working condition and a sample feed was collected in this regard for reference. The violations
noticed by the inspection committee are not fully true in my opinion / the violations noticed by the
inspection committee have been corrected thereafter and the instructions are complied with.

2. The above facts are true and correct to the best of my / our knowledge. In case any information is
found incorrect in the above declaration, I / We am/ are liable for the action under the law.

3. The details of public safety measures (Access Control Device/CCTV Camera System) installed in
the premises are as under:

4. Hence, I prefer an appeal on the orders of Public Safety Committee with a request to waive off the
compounding fee levied on us for violating the provisions of the Gujarat Public Safety (Measures) Act,
2022. I may be given an opportunity to be heard either in person or through an authorized representative
and submit relevant documents/materials in support of my contention before deciding on this appeal.

Place:Date:
Establishment

Signature of Owner / Manager / Association of

Form - 8

(See Sec. 6 (2), Rule 7 (2))

Notice to the appellant for hearing under Section 6 (2) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and Rule 7 (2) of the Gujarat Public Safety (Measures) Enforcement Rules, 2022

To,

The owner / Manager / Association
Name of the Establishment

Sub: Notice in connection with appeal against the orders of Public Safety Committee levying compounding fee for Non-compliance of Section 3 (1) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and Section 6 (4) of the Gujarat Public Safety (Measures) Enforcement Rules, 2022

Ref: Order of Public Safety Committee No., Date

We are in receipt of your request to go on appeal against the orders of public safety committee under Section-5 (2) of the Gujarat Public Safety (Measures) Enforcement Act, 2022 and Rule-6 (4) the Gujarat Public Safety (Measures) Enforcement Rules, 2022 Dated.....

2. You will be given an opportunity to be heard in this regard. Hence, you are required to be present in person or through your representative in support of your contention on (Date)..... at (Time) hrs at (Venue)

District Magistrate
City/District

Copy to:

The Chairman,
Public Safety Committee,

City/District:.....: to authorize an officer to be present during hearing on behalf of the committee.

The Station House Officer (SHO),

Name of the Police Station:.....

District:: to serve the original copy of the notice to the Owner / Manager / Association and forward acknowledged copy to this office.

Notification
Home Department
Sachivalaya, Gandhinagar.
Dated the , 2022.

No.GG/ /2022/SB5/PSM/102022/308.- In exercise of the powers conferred by sub-section (1) of section 3 of the Gujarat Public Safety (Measures) Enforcement Act, 2022 (hereinafter referred to as “the said Act”), the Government hereby declares the establishments having frequency of 10-00 persons in any gathering at a time or 1000 footfalls in a day shall provide and maintain public safety measures for the safety and security of the people visiting such establishments.

By Order and in the name of Governor of Gujarat,

Under Secretary to Government.

**Gujarat Public
Safety
(Measures)
Enforcement
Act, 2022.**

Notification
Home Department
Sachivalaya, Gandhinagar.
Dated the , 2022.

No. GG/ /2022/SB5/PSM/102022/308.- In exercise of the powers conferred by sub-section (2) of section 3 of the Gujarat Public Safety (Measures) Enforcement Act, 2022 (hereinafter referred to as “the said Act”), the Government hereby notifies an officer not below the rank of Police Sub-Inspector to be the authority to whom the owner or manager or the person running an establishment shall provide video footage as required by him.

By Order and in the name of Governor of Gujarat,

Under Secretary to Government.

ગુજરાત જાહેર સલામતી(પગલાં) અમલીકરણ અધિનિયમ, ૨૦૨૨ની મહત્વની જોગવાઈ નીચે પ્રમાણે છે:

- કલમ-૨માં “Public Safety Measures”ની વ્યાખ્યા કરવામાં આવેલ છે.
- કલમ-૩માં ચોક્કસ કેટેગરીની સંસ્થાઓના માલિક અથવા મેનેજરને ૩૦ દિવસના સમયગાળા માટે વિડિયો કૂટેજને યોગ્ય રીતે સાચવવા અને સંગ્રહિત કરવા તેમજ સરકાર દ્વારા નક્કી કરાયેલ અધિકારીને જરૂર પડેથી પુરા પાડવા અંગેની જોગવાઈ છે.
- કલમ-૪ પ્રમાણે આ કાયદાના હેતુઓ માટે એક અથવા વધુ વિસ્તારો માટે જાહેર સુરક્ષા સમિતિની રચના કરવાની તેમજ આ સમિતિની કામગીરી અંગેની જોગવાઈ કરવામાં આવેલ છે. પબ્લિક સેફ્ટી કમિટી દ્વારા લેખિતમાં ભલામણ કરવામાં આવ્યા હોય તેવા જાહેર સલામતીનાં પગલાં છ મહિનાની અંદર ગોઠવવા સંબંધિત સંસ્થાઓ માટે ફરજિયાત રહેશે.
- કલમ-૫(૧)માં સંબંધિત વિસ્તારની જાહેર સલામતી સમિતિ અથવા જાહેર સલામતી પેટા-સમિતિ દ્વારા યોગ્ય રીતે અધિકૃત કરવામાં આવેલ સરકારના કોઈપણ અધિકારી, ઓછામાં ઓછા બે દિવસની સૂચના આપ્યા પછી, કોઈપણ સંસ્થાનું નિરીક્ષણ કરીને, કોઈપણ ડિફેલ્ટ અથવા ઉદ્દંઘનના કિસ્સામાં જાહેર સુરક્ષા સમિતિને અહેવાલ મોકલવાની તેમજ જરૂર જણાયે પબ્લિક સેફ્ટી કમિટી સંસ્થાને લેખિતમાં જરૂરી સૂચનાઓ આપે તેવા કિસ્સાઓમાં આ સૂચનાઓનું પાલન એક મહિનાની અંદર કરવા અંગેની જોગવાઈ છે.
- કલમ-૫(૨)માં જાહેર સુરક્ષા સમિતિના નિરીક્ષણ અહેવાલનું પાલન ન કરવામાં આવે ત્યારે જાહેર સુરક્ષા સમિતિ આવી સંસ્થાના માલિક અથવા મેનેજર અથવા સંસ્થા ચલાવતી વ્યક્તિઓને (૧) ઉદ્દંઘનના પ્રથમ મહિના માટે - રૂ. ૧૦,૦૦૦ તથા (૨) ત્યારબાદના મહિનાઓ માટે પ્રતિ મહિનાનો રૂ.૨૫,૦૦૦નો દંડ કરવાની જોગવાઈ છે.
- કલમ-૬માં જાહેર સુરક્ષા સમિતિની દ્વારા કરવામાં આવેલ દંડના હુકમની તારીખથી ૩૦ દિવસની અંદર જિલ્લા મેજિસ્ટ્રેટને અપીલ કરવાની જોગવાઈ છે.
- કલમ-૭માં આ અધિનિયમની જોગવાઈઓ, વર્તમાનમાં અમલમાં હોઈ તેવા અન્ય કાયદાની જોગવાઈઓ ઉપરાંતની રહેશે.
- કલમ-૮ પ્રમાણે આ કાયદા તેમજ આ કાયદા હેઠળ બનાવેલા નિયમ અંગે, જાહેર સુરક્ષા સમિતિ અથવા જાહેર સુરક્ષા પેટા સમિતિના સભ્યો અથવા આવી સમિતિના કોઈપણ સભ્ય અથવા જિલ્લા મેજિસ્ટ્રેટ દ્વારા શુદ્ધ-બુદ્ધિથી કરેલા અથવા કરવા ધારેલાં કોઈપણ કાર્ય સંબંધમાં તેઓ સામે કોઈપણ દાવો, ફોજદારી કામ અથવા બીજી કાનુની કાર્યવાહી થઈ શકશે નહિ.
- કલમ-૯માં આ કાયદા હેઠળ નિયમો બનાવવાની સત્તા રાજ્ય સરકારને આપવામાં આવેલ છે.
- કલમ-૧૦માં આ કાયદાની જોગવાઈઓને અમલમાં લાવવામાં કોઈ મુશ્કેલી ઊભી થાય તો આ મુશ્કેલી દૂર કરવા માટે રાજ્ય સરકાર, કાયદો અમલમાં આવ્યા તારીખથી ત્રણ વર્ષની સમય મર્યાદામાં યોગ્ય આદેશ દ્વારા કાયદાની જોગવાઈઓ સાથે અસંગત ન હોય તેવી જોગવાઈઓ કરી શકશે.

ગુજરાત જાહેર સલામતી(પગલાં) અમલીકરણ અધિનિયમ, ૨૦૨૨ હેઠળ સૂચિત ડ્રાફ્ટ રૂલ્સ/નિયમોની સમજણ:

૧. કલમ-૧ (૨)ની જોગવાઈ પ્રમાણે આ અધિનિયમનો ક્યાં ક્યાં વિસ્તારમાં અમલ કરવો તે અંગેનો નિર્ણય કરવાનો રહે છે.
પ્રથમ તબક્કે રાજ્યના ૮ (આઠ) મહાનગર પાલિકાના વિસ્તારમાં અધિનિયમ અમલમાં મુકીએ.
૨. કલમ-૩ (૧) ની જોગવાઈ પ્રમાણે લોકોની મુલાકાતની સંખ્યા અથવા દરરોજ કેટલી સંખ્યામાં સરેરાશ લોકોની અવર-જવર (ફૂટ ફોલ) થતી હોય અથવા એક જ સમયે કેટલી સંખ્યામાં લોકો ભેગા થવાની સંભાવના હોય તેવી સંસ્થા નક્કી કરવાની રહે છે.
આથી, એક જ સમયે ૧૦૦૦ લોકો ભેગા થતા હોય અથવા દિવસ દરમિયાન ૧૦૦૦ લોકોની અવર-જવર રહેતી હોય તેવી સંસ્થાઓએ આ અધિનિયમનો અમલ કરવાનો રહેશે તેવી જોગવાઈ કરીએ.
૩. કલમ-૩ (૨) ની જોગવાઈ પ્રમાણે વિડીયો કુટેજ કોણ માંગી શકે તે અંગેની જોગવાઈ છે. સામાન્ય રીતે ગુના શોધવા માટે આવા વિડીયો કુટેજની જરૂર પડતી હોય છે.
આથી, પોલીસ સબ ઈન્સપેક્ટરથી ઉતરતી કક્ષાના અધિકારી ન હોય તેવા અધિકારી આવા વિડીયો કુટેજ માંગી શકશે તેવી જોગવાઈ કરીએ.
૪. કલમ-૯ (૧)ની જોગવાઈ પ્રમાણે રાજ્ય સરકારને નિયમો બનાવવાની સત્તા આપવામાં આવેલ છે. આથી આ અંગેના નિયમો પ્રસિદ્ધ કરવાના રહે છે.
૫. કલમ-૪ ની જોગવાઈ પ્રમાણે જાહેર સલામતી સમિતિની રચના કરવાની રહે છે.
જાહેર સલામતી સમિતિની જિલ્લા મેજિસ્ટ્રેટ દ્વારા નીચે પ્રમાણેની રચના કરવાની રહેશે.

(અ) મહાનગર પાલિકા વિસ્તાર માટે:

૧	નિવાસી અધિક કલેક્ટર	અધ્યક્ષ
૨	નાયબ પોલીસ અધિક્ષકથી ઉતરતી કક્ષાના અધિકારી ન હોય તેવા અધિકારી	સભ્ય સચિવ
૩	નાયબ મ્યુનિસિપલ કમિશ્નર	સભ્ય
૪	જે વિસ્તારને જોગવાઈઓ લાગુ પડતી હોઈ, તે વિસ્તારમાં આવેલા એકમોના અસોસીએશનના ૩ (ત્રણ) કરતા વધુ ન હોય તેટલા, પ્રતિનિધિઓ. આ નિયુક્તિનો મહત્તમ સમયગાળો ૨ (બે) વર્ષ રહેશે.	સભ્ય

પરંતુ, પોલીસ કમિશ્નરેટ વિસ્તારમાં, નાયબ પોલીસ કમિશ્નર દ્વારા સભ્ય સચિવ તરીકે કામગીરી બજાવવાની રહેશે.

(બ) અન્ય વિસ્તાર માટે:

૧	નિવાસી અધિક કલેક્ટર	અધ્યક્ષ
૨	નાયબ પોલીસ અધિક્ષકથી ઉતરતી કક્ષાના અધિકારી ન હોય તેવા અધિકારી	સભ્ય સચિવ
૩	જે વિસ્તારને જોગવાઈઓ લાગુ પડતી હોઈ, તે વિસ્તારમાં આવેલા એકમોના અસોસીએશનના ૩ (ત્રણ) કરતા વધુ ન હોય તેટલા, પ્રતિનિધિઓ. આ નિયુક્તિનો મહત્તમ સમયગાળો ૨ (બે) વર્ષ રહેશે.	સભ્ય

પરંતુ, નગરપાલિકા વિસ્તારમાં, બે કરતા વધારે નહીં તેટલા ચીફ ઓફિસર (જ્યારે નગરપાલિકા વિસ્તારમાં આ જોગવાઈઓ લાગુ પડશે ત્યારે)ને સભ્ય તરીકે નીમવાના રહેશે.

૬. નાયબ મામલતદાર અથવા નાયબ મામલતદાર કક્ષાના મ્યુનિસિપલ વિસ્તારના અધિકારી અથવા પોલીસ સબ-ઇન્સ્પેક્ટરના હોદ્દાથી નીચે ન હોય, તેવા પોલીસ અધિકારી જેઓને જાહેર સલામતી સમિતિ અથવા જાહેર સલામતી પેટા સમિતિ દ્વારા અધિકૃત કરવામાં આવે તે અધિકારી દ્વારા બે દિવસની સૂચના/નોટિસ આપ્યા પછી દિવસના વ્યાજબી કલાકોમાં, એકમમાં પ્રવેશ કરીને, તેનું નિરીક્ષણ કરશે અને કોઈપણ ડિફેલ્ટ અથવા ઉદ્વેગન જણાય તો તે અંગેનો અહેવાલ જાહેર સુરક્ષા સમિતિને રજૂ કરશે.
૭. કોઈપણ વ્યક્તિ અથવા સંસ્થાને જાહેર સુરક્ષા સમિતિ દ્વારા કરવામાં આવેલ હુકમની સામે હુકમની તારીખથી ૩૦ દિવસની મર્યાદામાં જિલ્લા મેજિસ્ટ્રેટને અપીલ કરવાની જોગવાઈ છે. જિલ્લા મેજિસ્ટ્રેટ દ્વારા અપીલ દાખલ કર્યાની તારીખથી ૬૦ દિવસની અંદર અપીલનો નિર્ણય કરવાનો રહેશે. દંડની રકમ મહેસૂલી રાહે વસૂલ કરવાની રહેશે.

આ સિવાય પબ્લિક સેફ્ટીની કામગીરી, જાહેર સલામતિ સમિતિ દ્વારા એકમો માટે નક્કી કરવાના થતા Access control and Surveillance Devicesની જોગવાઈ તેમજ જે devices ફીટ કરવામાં આવેલ છે તેવા devicesની ચકાસણી કરી શકે તેની જોગવાઈઓ નિયમોમાં રાખેલ છે.