



असाधारण
EXTRAORDINARY
प्राधिकार से प्रकाशित
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No. 56/2000, Port Blair Dated Monday the 6th March, 2000

**ANDAMAN AND NICOBAR ADMINISTRATION
SECRETARIAT**

Port Blair, dated the 6th March, 2000

NOTIFICATION

No.56/2000 F.No. 3-31/99-PR. In terms of the recommendations contained in the 124th Report of the Committee on Subordinate Legislation, Rajya Sabha communicated by the Ministry of Home Affairs, Govt. of India vide Office Memorandum No. U-16016/5/99-ANL dated 10th September, 1999 and in exercise of the powers conferred by section 202 of the Andaman and Nicobar Islands (Panchayats) Regulation, 1994, I, Shri Ishwari Prasad Gupta, Lieutenant Governor (Administrator), Andaman and Nicobar Islands hereby make the following amendments to be Andaman and Nicobar Islands (Panchayats Administration) Rules, 1997, namely :-

1. (i) These rules may be called the Andaman and Nicobar Islands (Panchayats Administration) (Amendment) Rules, 2000.
- (ii) They shall come into force on the date of their publication in the Official Gazette.
- (xv) In the Andaman and Nicobar Islands (Panchayats Administration) Rules, 1997 –
 - (i) The existing entries against Rule 9(2) (a) and (b) shall be substituted as under :

"9(2) Gram Panchayat : (a) Two-thirds of the total membership of Gram Panchayat shall be sufficient quorum for a meeting including a special meeting called under sub-section(2) of section 21 of the Regulation. For an adjourned meeting of an ordinary meeting, no quorum shall be necessary.
 - (xvi) to decide the motion of no confidence under sub-section (3) of section 21, a majority of the total membership of the Gram Panchayat voting in favour of the motion is necessary."
 - (xvii) In rule 12, after the existing proviso, the following shall be inserted, namely :-

" The minutes of the meetings of the Panchayats shall be circulated amongst the members also."
 - (xviii) Existing proviso of Rule 25 shall be substituted as under :-

"25-Rules to be observed while speaking –
 - (xix) A member while speaking shall not –
 - (a) Comment on any matter which is subjudice;
 - (b) Make personal charges or accusation against a member or official of a Local Self Government, the UT Administration, any State Government or Central Government;
 - (c) Use offensive language about the conduct or proceedings of the Parliament, of the Legislature of any State, UT Administration or any Local Self Government;
 - (d) Utter defamatory words;
 - (e) Use unfairly his right of speech for the purpose of obstructing the business of the Panchayat;
 - (f) Reflect on the conduct of a person in high authority.

- (2) (a) A member who has once addressed the meeting on a motion shall not subsequently move or second an amendment thereto,
(xx) A member shall sit down and refrain from speaking if called to order by the Chairperson.
(iv) Existing proviso of Rule 32(1) shall be substituted to read as :

"32(1). No application under rule 31 shall be considered by a Gram Panchayat unless such application is accompanied by a receipt granted by the Gram Panchayat against fee paid by the applicant at such rate as may be applicable under rule 36 M. The Secretary or any other employee of the Gram Panchayat, authorized by the Pradhan in this behalf, shall receive the fee tendered in cash, by cheque, demand draft, pay order, postal order as is convenient to the applicant and shall immediately grant a formal receipt therefore."

(xxi) In sub-rule (1) (a) of rule 36J, the word "predominantly" shall be deleted.

(xxii) In rule 36L, after existing sub-rule (3) and the provision thereunder, the following sub-rule shall be inserted to read as sub-rule (4) :-

"(4). Any construction, erection, addition, alteration to which permission of the Panchayat has not been obtained shall be deemed to be unlawful and the owner of the land on which such construction, erection, addition, alteration are/were made or being undertaken shall be responsible for such unlawful construction. Decision of the Panchayat to stop or demolish such unlawful construction shall be final."

(xxiii) In rule 36M, the following words shall be inserted after the words in cash, namely ;

"by cheque, demand draft, pay order, postal order etc."

(xxiv) Rule 46 shall be substituted as under, namely :-

"46. The Central Civil Services (Conduct) Rules, 1964 and Central Civil Services (CCA) Rules, 1965 as applicable to the Central Govt. servants shall *mutatis mutandis* be applicable to the officers and employees of the Panchayat Administration."

Sd/-
(ISHWARI PRASAD GUPTA)
Lieutenant Governor(Administrator)
Andaman and Nicobar Islands.

By order and in the name of the Lieutenant Governor.

Sd/-
(M.K.BISWAS)
Assistant Secretary (Panchayats)