

# MANIPUR



# GAZETTE

EXTRAORDINARY  
PUBLISHED BY AUTHORITY

No. 231

Imphal, Friday, July 30, 2010

(Savana 8, 1932)

GOVERNMENT OF MANIPUR  
SECRETARIAT : LAW & LEGISLATIVE AFFAIRS DEPARTMENT

NOTIFICATION

Imphal, the 28th July, 2010

No. 2/29/2010-Leg/L: In pursuance of rule 150 of the Rules of Procedure and Conduct of Business in Manipur Legislative Assembly, the following Bills as introduced in the Legislative Assembly, Manipur in its sitting held on 26-7-2010 is hereby published in the Manipur Gazette:

- 1 The Manipur Municipality Community Participation Bill, 2010;
- 2 The Salaries and Allowances of Members of the Legislative Assembly (Manipur) Eighteen Amendment Bill, 2010;
- 3 The Salaries and Allowances of Ministers (Manipur) Eleventh Amendment Bill, 2010.

TH. KAMINI KUMAR SINGH,  
Deputy Secretary (Law),  
Government of Manipur.

THE MANIPUR MUNICIPALITY COMMUNITY PARTICIPATION  
BILL, 2010

*As introduced in the Legislative Assembly, Manipur on 26-7-2010*

[Recommendation of the Governor as required under clauses (1) and (3) of Article 207 of  
the Constitution of India has been obtained]

**THE MANIPUR MUNICIPALITY COMMUNITY  
PARTICIPATION BILL, 2010**

**A  
Bill**

to institutionalize citizens' participation in municipal functions, e.g. setting priorities, budgeting provisions etc. by setting up of *Ward Development Committee* and to provide for matters connected therewith or incidental thereto.

Be it enacted by the Legislature of Manipur in the Sixty first Year of the Republic of India as follows:

**Chapter I**

1. Short title, extent and commencement:- (1) This Act may be called the Manipur Municipality Community Participation Act, 2010.
  - (2) It extends to the whole of the State of Manipur where the Manipur Municipalities Act, 1994 (No. 43 of 1994) extends.
  - (3) It shall come into force on such date as the State Government may, by notification in the official Gazette, appoint.
  
2. Definitions:- In this Act unless there is anything repugnant in the subject or context:
  - (a) "Budget year" means the period for which the State Government lays down the annual financial statement;
  - (b) "Chairperson" means the Chairperson of the Ward Development Committee;
  - (c) "Councillor" means the Councillor of the Municipality;
  - (d) "Executive Officer" means the Executive Officer of the Municipality;
  - (e) "Member" means the member of the Ward Development Committee;
  - (f) "Municipality" means the Municipality constituted under the Manipur Municipalities Act, 1994 (No. 43 of 1994);
  - (g) "State Election Commission" means the State Election Commission constituted under section 98 of the Manipur Panchayati Raj Act, 1994 (No. 26 of 1994);

- (h) "Ward" means a municipal ward constituted under section 18 of the Manipur Municipalities Act, 1994;
- (i) "Ward Infrastructure Index" means a composite index generated by taking into account the condition of all public infrastructure elements in that Ward;
- (j) "Ward Development Committee" means the Ward Development Committee constituted under section 3;
- (k) the words and expressions used in the Act but not defined herein shall have the same meaning assigned to them in the Manipur Municipalities Act, 1994.

## **Chapter-II**

### **WARD DEVELOPMENT COMMITTEE**

#### **Constitution and Governance of Ward Development Committee**

**Ward  
Development  
Committee**

3. (1) There shall be a Ward Development Committee for each ward in a Municipality to be constituted by the State Government immediately after the constitution of the Municipality.

(2) Each Ward Development Committees shall consist of-

- (a) the Councillor of the ward, who shall be the Chairperson of the Ward Development Committee;
- (b) two persons to be elected from the Ward;
- (c) two persons representing the civil society from the ward, nominated by the State Government.

*Explanation. - For the purposes of this section, 'civil society' means any non-government organisation or association or persons, established, constituted, or registered under any law for the time being in force and working for social welfare, and includes any community-based organization, professional institution and civic, health, educational, social or cultural body or any trade or industrial organization and such other association or body as the state government may decide.*

(3) A person shall be disqualified to continue as such member, if under the provisions of this Act or any other law for the time being in force, he would be disqualified for being elected as a member of a municipality.

(4) The Executive Officer shall be entitled to take part in the meetings and deliberations of the Ward Development Committee. The Chairman of the Ward Development Committee may request the representatives of concerned municipal departments as special invitees to participate in the meetings whenever problems respecting their departments are to be discussed.

- (5) Any official of the Municipality nominated by the Executive Officer of the Municipality shall be the secretary of the Ward Development Committee. All minutes of the proceedings of the meeting of the Ward Development Committee shall be recorded by the secretary and copy of minutes of the proceedings of each meeting shall be forwarded by him to the Municipality.
- (6) The term of office of the Ward Development Committee shall be co-extensive with the duration of the municipality.

**Disqualifications  
for being a  
member of Ward  
Development  
Committee**

4. (1) A person shall be disqualified for being chosen, and for being a Member of the Ward Development Committee if he is so disqualified for the purpose of election to the Municipality:

Provided that no person shall be disqualified on the ground that he is less than twenty five years of age, if he has attained the age of eighteen years.

(2) If any question arises as to whether a person has become subject to any disqualifications mentioned in sub-section (1), the question shall be referred for decision of the Election Tribunal in such a manner as may be prescribed.

**Election of  
Member of Ward  
Development  
Committee**

5. (1) Election to the office of the members of the Ward Development Committee shall be held in accordance with the rules made by the State Government in this behalf. The elections to the office of the members of the Ward Development Committee shall be held simultaneously with the election to the Municipality.

(2) The election to the office of the Ward Development Committee shall be conducted under the aegis of the State Election Commission.

**Term of office**

6. The member of the Ward Development Committee shall ordinarily hold office for a duration that is co-terminus with that of the Municipality concerned.

Provided that no person shall continue to hold office as a member of Ward Development Committee if, at any time during his tenure, he incurs any of the disqualifications prescribed by or under any law for the time being in force for the purpose of elections to the Legislature of the State concerned;

Provided further that no person shall continue to hold office as a member of the Ward Development Committee if, at any time during his tenure, he incurs any disqualifications prescribed by or any other law for the time being in force for the purpose of election to the Legislature of the State concerned;

Provided also that no person shall be entitled, or continue to be entitled, to hold office as a Member of Ward Development Committee of the ward in which he is not ordinarily resident.

### Chapter-III

#### Rights and Duties of Ward Development Committee

##### Functions of the Ward Development Committee

7. The Ward Development Committee shall discharge the following functions, namely:-
- (a) to provide assistance in solid waste management in the ward;
  - (b) to supervise of sanitation work in the ward;
  - (c) to provide assistance for the preparation and encouragement of the development scheme for the ward;
  - (d) to encourage harmony and unity among various groups of people in the ward;
  - (e) to mobilize voluntary labour and donation by way of goods or money for social welfare programs;
  - (f) to provide assistance in the implementation of development schemes relating to the ward;
  - (g) to provide assistance for identification of beneficiaries for the implementation of development and welfare schemes;
  - (h) to encourage art and cultural activities and activities of sports and games;
  - (i) to ensure people's participation in the voluntary activities necessary for successful implementation of the developmental activities of the municipality;
  - (j) to assist in the timely collection of taxes, fees and other sums due to the municipality;
  - (k) to ensure maintenance of parks in the ward;
  - (l) to ensure maintenance of street lighting in the ward;
  - (m) to perform such other functions as may be assigned to it by the municipality.

##### Rights of the Ward Development Committee

8. (1) The Chairman and the Members of the Ward Development Committee shall have the right to seek information from the Executive Officer regarding any matter relating to the Ward.
- (2) Every Ward Development Committee shall have the right to:
- (a) obtain full information about Municipal Plans;
  - (b) obtain the full Municipal Budget, within such time as may be reasonable, to verify, seek clarifications and suggest changes that need to be incorporated;
  - (c) obtain the requisite financial and administrative support from the Municipality in managing Bank accounts;
  - (d) be consulted in the development of land use and zoning regulations within its jurisdiction;

- (e) obtain full details on all revenue items including taxes and budgetary allocations which should be presented in a simplified manner which is manageable by the Ward Development Committee;
- (f) retain up to 50% of the Ward Revenues for local development, until a predefined minimum level of Ward Infrastructure Index, which shall be notified by the State Government, has been created in the Ward;
- (g) have a proportionate claim on Municipal Development expenditures, based on the Ward Infrastructure Index of that ward compared to the other Wards in the Municipality.

**Duties of the Ward  
Development  
Committee**

9. Every Ward Development Committee shall have the duty to:

- (i) produce the Ward Plans in a manner consistent with the Municipal Plan within the time specified by the State Government;
- (ii) prepare the Ward budget in accordance with the Ward Plans and complete this exercise within the time specified by the Municipality;
- (iii) encourage local-level alternatives for implementation in all the areas that the Ward Development Committee has responsibility for;
- (iv) ensure optimal collection of all revenue sources;
- (v) map the Ward Infrastructure Index for that ward.

**Chapter- IV**

**Activities of the Ward Development Committee**

**Activities of the  
Ward  
Development  
Committee**

10. The activities of the Ward Development Committee are as follows:

- (a) Preparation of a Calendar:** At the first meeting of the Ward Development Committee for each budget year, the Ward Development Committee shall decide upon specific obligatory agenda for each of the monthly meetings of the Ward Development Committee, remaining in that calendar year, in addition to the specific obligatory agenda for the first meeting of the following budget year.

Nothing in subsection **(a)** shall prevent:

- (1) The convenor of a Ward Development Committee from adding additional agenda for any meeting of the Ward Development Committee.

(2) Any other member of the Ward Development Committee may, at a meeting of the Ward Development Committee, move a resolution to add to the specific obligatory agenda decided upon for the meeting in question or any subsequent meeting.

**(b) Preparation and compilation of plans:** The Ward Development committee shall prepare the Annual Ward Plan and forward the same to the concerned Municipality for its integration with the Annual Municipal Plan.

**(c) Preparation of Ward budget:**

(1) A ward level budget calendar shall be prepared annually in accordance with Schedule appended to this Act. The Ward Development Committee shall ensure that the budget calendar is strictly adhered to and prepare the budget for their ward six weeks before the Municipal budget. The Municipality may suggest changes that may be effected into the Ward level Budget after discussion with the Ward Development Committee.

(2) The Municipality budget shall

- (i) aggregate all the ward budgets which have been prepared in accordance with sub-section (I) of this section;
- (ii) have additional account heads for specific receipts and expenditures at the municipality level.

**(d) Maintenance of Accounts:**

(1) Constitution of the Ward Finance Committee - A committee of three persons shall be constituted in every Ward as the Ward Finance Committee.

(i) The constitution of the Ward Finance Committee shall be through nomination held within 1 month of the constitution of the Ward Development Committee. The chairperson shall nominate the ward finance committee members.

(ii) The Ward Finance Committee shall also appoint from amongst themselves, one person as the Chairperson, who shall be the authorized signatory for maintenance and use of accounts.

(2) Functions and Duties of the Ward Finance Committee:-

(i) The Ward Finance Committee shall prepare the annual budget for the Ward and place it before the meeting of the Ward Committee which will deliberate upon, and approve the budget. The approved Budget shall be presented by the Ward Finance Committee within seven months from the closure of the previous financial year.



- (ii) The Ward Finance Committee shall also maintain ward-level bank accounts for all the receipts and expenditure activities of the ward.
- (iii) The Ward Finance Committee shall ensure that all funds transfers shall be made out of this account to appropriate account heads of the municipality.
- (iv) The Ward Finance Committee shall present accounts every three months at the meeting of the Ward Development Committee.
- (v) The Ward Finance Committee shall prepare a quarterly report of the financial transactions of the Ward Committee, which shall include details of its receipts and expenditures and also its projections and suggestions for the next quarter. This report shall be made available to every member of the Ward Development Committee one week before the date fixed for the meeting of the Ward Development Committee for discussion of the report.
- (vi) The report of the Ward Finance Committee shall be made available for public scrutiny.

**(e) Supervisory Mechanism:**

- (1) The municipality shall take up the responsibility of providing administrative and infrastructure support to the Ward Development Committee for its proper functioning.
- (2) The Ward Development Committee shall create mechanisms for checks and balances over the government personnel in their ward. Ward Development committees shall have the power to recommend to the competent authority for imposition of penalties in respect of a Government employee for misconduct and negligence of duties.

**(f) Ward Development:**

There shall be a Ward information and Statistics Committee which shall be formed for various developmental and planning works. The constitution and functions of the Committee are given below.

- (1) Constitution of the Ward Information and Statistics Committee:
  - (i) A committee of three persons shall be constituted in every Ward as the Ward Information and Statistics Committee.

- (ii) The constitution of the Ward Information and Statistics Committee shall be through nominations by the Chairperson held within one month of the constitution of the Ward Development Committee.

Provided that members of the Ward Finance Committee shall not be members of the Ward Information and Statistics Committee.

Provided further that the members of the Ward Information and Statistics Committee shall also appoint from amongst themselves, one person as the presiding member who will preside over the meetings of the Ward Information and Statistics Committee.

**(2) Duties of the Ward Information and Statistics Committee:**

- (i) It shall be the duty of the Ward Information and Statistics Committee to compile, maintain and update annually the following information about the ward in the format prescribed by the concerned Municipality for this purpose. Such information shall include:

- (A) Economic Information: including the number and nature of commercial establishments in the ward and employment data in these establishments;

- (B) Information relating to Land Use: includes the changes in patterns of land use, data relating public spaces and civic amenity sites, traffic patterns and public transportation hubs and preservation and restoration of environment, natural resources and heritage sites;

- (C) Infrastructure Index including the extent of infrastructural development, current and pending projects, and the infrastructural requirements of the ward.

- (ii) The report prepared in accordance with Sub-clause (B) of clause (f) (2) shall be used by the Ward Development Committee in determining and enforcing the Zoning provisions. It shall be made available on a quarterly basis to the meetings of the Ward Development Committee, reflecting changes since the presentation of the previous report.

(iii) The report prepared in accordance with Sub-clause (C) of clause (f)(2) above shall be used by the Ward Development Committee in allocation of development expenditure by the Ward Finance Committee. It shall be made available on a quarterly basis to the meetings of the Ward Development Committee, reflecting changes since the presentation of the previous report.

(iv) Spatial Planning: The Ward Development Committee shall:

(A) participate in all development plans of the city;

(B) enforce zoning and land use regulations;

(C) participate in the creation and enforcement of new instruments like transferable development rights, etc.

**(g) Comprehensive intervention for urban poor activities:**

The Ward Development Committee shall be responsible for:

(i) integrating all existing activities undertaken by the State Government;

(ii) preparing and maintaining beneficiary list for all the programmes and schemes undertaken by the Government in co ordination with the relevant government agencies;

(iii) preparing a report on the housing and public distribution system in each ward.

**(h) Ensure Universal access for selected public services:**

The Ward Development Committee shall be responsible in ensuring universal access in selected public services like education, health care, water supply and sanitation.

**(i) Alternative Options:**

Without prejudice to the generality of the foregoing provision -

(a) Ward Development Committee shall be responsible for decentralized management of the following functions:

(i) primary collection of Solid Waste Management and decentralized management of solid waste;

(ii) desilting of drains;

(iii) maintenance of street-lights;

(iv) maintenance of parks;

(v) deweeding of paths;

(vi) road works including construction maintenance and restoration of; and

(vii) general beautification of the locality.

- (b) the Ward Development Committee shall be specifically empowered to examine various alternative implementation options in the above mentioned areas
- (c) the proposal with respect to the alternative implementation option by the local communities shall be submitted to the Ward Development Committee and shall be taken up for discussion at the next meeting of the Ward Development Committee.

## **Chapter- V**

### **Functioning of Ward Development Committee**

#### **Additional Meetings of Ward Development Committees**

11. It shall be the duty of the Chairperson of the Ward Development Committee to conduct Ward Development Committee meetings for discussion of the following matters:-
  - (i) Preparation of Ward Plan;
  - (ii) Preparation of Ward Budget;
  - (iii) Preparation of Ward maps, ward infrastructure index and other alternate functions.

#### **Agenda**

12. The Chairperson shall set the agenda for each Ward Development Committee meeting.

#### **Preparation of Ward Budget**

13. To facilitate the proper preparation of the budget, a Ward Development Committee meeting shall compulsorily be held at least three weeks before the preparation of the Ward Budget. All reports presented by the Ward Finance Committee for the past year shall be discussed.

#### **Procedure for Conducting Ward Development Committee meetings**

14. Following procedure shall be followed while conducting meetings of the Ward Development Committee:
  - (i) Reasonable notice of the Ward Development Committee meetings should be given at least one week in advance and placed in the notice boards of all municipality offices in the ward.
  - (ii) All residents of the ward shall be entitled to participate in the Ward Development Committee meetings. The media will be encouraged to actively participate in the proceedings.
  - (iii) Minutes of the Ward Development Committee meetings shall be maintained. These minutes shall be made available to the general public for perusal. They shall be kept at the office of the Ward Development Committee.
  - (iv) These minutes shall be presented at the next meeting of the Ward Development Committee and this information shall be made use of by the appropriate sub-committees in their functions.

- (v) Grievances: Grievances for not holding or improperly conducting Ward Development Committees shall be addressed to the Chairperson of the Ward Development Committee. The Chairperson shall take appropriate action, including penalty to the Ward Development Committee member after giving adequate notice in writing and reasonable opportunity to be heard to the member:

Provided that, if the Chairperson deems it necessary to impose a fine or other such penalty, the decision shall come into force only upon it being approved by a majority vote at the meeting of the Ward Development Committee;

Provided further that the power to impose penalty shall not extend to the dismissal of the concerned Ward Development Committee member.

**Power to make  
rules**

15. (1) The State Government may, by notification in the Official Gazette make rules to carry out the purpose of this Act.
- (2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters namely:-
- (a) Procedure for election of the Ward Development Committee;
  - (b) Convening and conducting the meetings of the Ward Development Committee;
  - (c) Preparation and compilation of development plans for the ward;
  - (d) Preparation of annual budget of the ward;
  - (e) Maintenance of Accounts; and
  - (f) Any other matter which has to be, or maybe prescribed
- (3) Every rules made under this Act shall be laid as soon as may be, after it is made, before the Legislative Assembly, Manipur, while it is in session for a total period of fourteen days which may be comprised of in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the successive sessions aforesaid, the House agrees in making modification in the rules or that the rules should not be made, the rules shall thereafter have effect only in such modified form, or be of no effect, as the case may be, so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rules.

**SCHEDULE - I**  
**[See section 10(c)(1)]**

<b>Month</b>	<b>PRIMARY ACTIVITY</b>	<b>SECONDARY ACTIVITY</b>
April	Area Plan	
May	Ward Plan	
June	Ward Plan	
July	Area Budget	
August	Area Budget	
September	Ward Budget	
October	Ward Budget	
November	Municipalities Budget	
December	Municipalities Budget	
January	Works Review	
February	Works Review	
March	Works Review	

## **STATEMENT OF OBJECTS AND REASONS**

The State Government is empowered to enact Manipur Municipality Community Participation Bill to institutionalize citizen's participation and to introduce the concept of the Area Sabha in administration of Urban Local Bodies which is a part of Mandatory Reforms as per the Memorandum of Agreement signed between the Government of Manipur and the Government of India, Ministry of Urban Development for implementation of JnNURM. It is felt necessary to propose enactment of Manipur Municipality Community Participation Bill, 2010 for achieving the said objectives.

Hence, this Bill.

.....July, 2010

**O. Ibobi Singh**

## **FINANCIAL MEMORANDUM**

The Bill if enacted and brought into operation, it will involve an annual additional expenditure of about Rs. 3.62 crore (Rupees three crore sixty two lac) from the Consolidated Fund of the State.



BILL NO. 8 OF 2010

THE SALARIES AND ALLOWANCES OF MEMBERS OF  
THE LEGISLATIVE ASSEMBLY (MANIPUR) EIGHTEEN AMENDMENT  
BILL, 2010

As introduced in the Legislative Assembly, Manipur on 26-7-2010

[Recommendation of the Governor as required under clauses (1) and (3) of Article 207 of  
the Constitution of India has been obtained]

THE SALARIES AND ALLOWANCES OF MEMBERS OF THE LEGISLATIVE  
ASSEMBLY (MANIPUR) EIGHTEENTH AMENDMENT BILL, 2010

A  
Bill

further to amend the Salaries and Allowances of Members of the Legislative Assembly (Manipur) Act, 1972.

Be it enacted by the Legislature of Manipur in the Sixty first Year of the Republic of India as follows:

1. Short title and commencement.- (1) This Act may be called the Salaries and Allowances of Members of the Legislative Assembly (Manipur) Eighteenth Amendment Act, 2010.

(2) It shall be deemed to have come into force with effect from 1-4-2010.

2. Amendment of section 3. – In section 3 of the Salaries and Allowances of Members of the Legislative Assembly (Manipur) Act, 1972 (hereinafter referred to as the Principal Act), for the words and figures “Rs.6,750/- (Rupees six thousand seven hundred and fifty)”, “Rs. 350/- (Rupees three hundred and fifty)” and “Rs.500/- (Rupees five hundred)”, the words and figures “Rs.18,500/- (Rupees eighteen thousand and five hundred) only”, “Rs.700/- (Rupees seven hundred)”, and “Rs.1,500/- (Rupees one thousand and five hundred)” shall be substituted respectively.

3. Substitution of section 4. - For section 4 of the Principal Act, the following shall be substituted, namely,-

“4. Constituency, contingency, secretarial and entertainment allowances.- A member shall be entitled to a constituency allowance of Rs.12,000/- (Rupees twelve thousand), a contingency allowance of Rs.8,000/- (Rupees eight thousand), a Secretarial allowance of Rs. 15,000/- (Rupees fifteen thousand) and entertainment allowance of Rs. 6,500/- (Rupees six thousand five hundred) per month in addition to the salaries and allowances specified in section 3.”.

4. Amendment of section 5.- In section 5 of the Principal Act,-

(i) in the proviso to sub-section (3), for the words and figures, “Rs. 50,000/- (Rupees fifty thousand)”, the words and figures “Rs. 1, 00,000 (Rupees one lakh) ” shall be substituted;

(ii) for sub-section (4), the following shall be substituted, namely,-

“(4) A member shall be entitled to the service of one computer assistant, one public relation officer and two drivers on payment of a consolidated pay of Rs.8,000/- (Rupees eight thousand) each per month who shall be appointed at his pleasure during the term of his office.”.

5. Amendment of section 11. – For the proviso to section 11 of the Principal Act, the following provisos shall be substituted, namely,-

“Provided that a member shall be entitled to receive a sum of Rs. 1,00,000/- (Rupees one lakh) for the term for furnishing of free residential accommodation when such free furnishing is not provided:

Provided further that there shall be paid a compensatory allowance of Rs.7,000/- (Rupees seven thousand) per month to a member so long as such accommodation is not allotted or available.”.

6. Amendment of section 11A.- In section 11A of the Principal Act,-

(i) for the words and figures “Rs. 8,500/-(Rupees eight thousand and five hundred) only”, the words and figures “Rs. 25,000/-(Rupees twenty-five thousand)” shall be substituted;

(ii) in the second proviso for the words and figures, “Rs. 500/- (Rupees five hundred) only”, the words and figures “Rs. 1,000/- (Rupees one thousand) ” shall be substituted.

7. Amendment of section 11AA.- In sub-section (1) of section 11AA of the Principal Act, for the words “fifty percent”, the words “ sixty percent” shall be substituted.

8. Amendment of section 11B. - In sub-section (2) of section 11B of the Principal Act, for the words and figures “Rs. 7,000/- (Rupees seven thousand)”, the words and figures “Rs. 10,000/- (Rupees ten thousand)” shall be substituted.

9. Amendment of section 11F.- In section 11F of the Principal Act, for word and figures “Rs.4,500/-“, the words and figures “Rs.5,000/- (Rupees five thousand)” shall be substituted.

## STATEMENT OF OBJECTS AND REASONS

A draft Report of the General Purposes Committee of the Ninth Manipur Legislative Assembly has recommended for revision of the Salaries, Allowances and other entitlements of the Members and Ex-Members of the Manipur Legislative Assembly. After consideration of the recommendations, the State Government has decided to revise some of the existing provisions. The salary, daily allowance during official tour outside the State, constituency allowance, contingency allowance, entertainment allowance, telephone allowance, Compensatory Allowance, to provide a sum of Rs. one lakh to each member for furnishing of free residential accommodation for the whole term when free furnishing is not provided, number and rates of remuneration to personal staffs, allowance for attending sitting of the House or Committee of the House, the Study Tour allowance outside the State, water & electricity charges and secretarial allowance of the members of the Legislative Assembly have been enhanced.

The Bill further proposes to enhance the pension of an ex-member, yearly increment after completion of five years' term per annum of an ex-member and to enhance the family pension rate.

New facility of monthly Secretarial Allowance to a Member of the State Legislative Assembly is added also to the Bill.

Hence this Bill.

Imphal,

The July, 2010.

Th. Debendra Singh

## FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, will involve an additional expenditure of Rs.15 crores approximately per annum from the Consolidated Fund of the State.

**EXTRACT OF SECTIONS 3, 4, 5, 11, 11A, 11AA AND 11B FROM THE SALARIES  
AND ALLOWANCES OF MEMBERS OF THE LEGISLATIVE ASSEMBLY  
(MANIPUR) ACT, 1972**

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**Section 3. Salaries and Allowances:-** A member shall be entitled to receive a salary at the rate of Rs.6,750/- per month during the whole of his/her term of office and an allowance at the rate of Rs.350/- within the State and Rs.500/- outside the State for each day during any period of residence on duty.

**Section 4. Constituency, Contingency and entertainment allowance:-** A member shall be entitled to a Constituency allowance of Rs.5,250/- , a Contingency and allowance of Rs.4,500/- and an entertainment allowance of Rs.2,250/- per month in addition to salaries and allowances as specified under section 3.

**Section 5. Traveling Allowance:-** (1) There shall be paid a traveling allowance to each member in respect of every journey performed by him for the purpose of attending a session of the Assembly or a meeting of the Committee or for the purpose of attending any other business connected with his duties as a member from his usual place of residence to the place where the session or the meeting is to be held or other business is to be transacted and for the return journey from such place to his usual place of residence at the rate of Rs.250/-.

(2) Notwithstanding anything contained in sub-section (1), a member who performs a journey by road between places connected by rail, either wholly or in part may draw the road mileage at the rates admissible to Class-I officer of the highest grade serving in connection with the State Government of Manipur in respect of journey on tour:

Provided that the total amount of traveling allowance drawn by such member for the entire journey shall not exceed amount, which should have been admissible to him, had he performed the journey by rail or steamer, as the case may be.

(3) A member on official tour outside the State inside India or abroad shall be given daily allowance at the rates prescribed under sub-section (I):

Provided that a member shall be entitled to travel anywhere in India once in a financial year for such works so as to enable him to discharge his duties and functions as approved by the Speaker upto a maximum ceiling of Rs. 50,000/- to be provided by the Assembly Secretariat.

(4) A member shall be entitled to the services of two Drivers and one computer operator-cum-personal assistant on payment of a consolidated pay of Rs.4,000/- each per month who shall be appointed at his pleasure during the term of his office.

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**Section 11. Housing facility.-** A member shall be entitled without payment of rent to the use of such furnish residential accommodation as may be prescribed during the term of his office and for a period of fifteen days immediately thereafter, and no such charge shall fall on the member personally in respect of the maintenance of such accommodation:

Provided that there shall be paid a compensatory allowance of Rs.1,500/- per month to a member so long as such accommodation is not allotted or available

**Section 11A. Pension.-** (1) There shall be paid a pension of Rs.8,500/- per mensem to every person who have served for a period of not less than five years whether continuous or not a member of the Assembly:

Provided that where a member has been prevented from serving as such for five years on account of dissolution of Legislative Assembly or where a member having been elected in a bye-election has not served for five years or having been prevented from serving full term of office on account of resignation of his eat, he shall be deemed to have served as a member for five years and this deeming provision shall not apply for the purpose of earning additional pension under this section:

Provided further that where any person has served as aforesaid for a period exceeding five years, there shall be paid to him an additional pension of Rs.500/- per mensem for every year in excess of five.

**Section 11AA. Family pension.-** Subject to such rules as may be prescribed, where a person eligible to pension under sub-section (1) of section 11A dies, there shall be paid to his/her family , a family pension of fifty percent of the pension of the Ex-member

**Section 11B. Telephone facility and allowance.-**(1) A member of the Assembly shall be given telephone facility by installing telephone in his residence at the cost of the State Government provided the member resides wherever telephone facility is available within the State, subject such condition as may be prescribed by rules or orders made under this Act.

(2) A member of the Legislative Assembly shall be entitled to a telephone allowance of Rs.7,000/- per mensem for use in making payment towards the additional telephone charges which he has to bear being beyond the fixed free calls so allowed to subscribers.

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**Section 11-F. Water and electricity facilities.-** The water and electricity charges of a Member upto a maximum ceiling of Rs.4,500/- per mensem shall be borne by the Assembly Secretariat and excess of which will be paid y the Member concerned.



BILL NO. 9 OF 2010

THE SALARIES AND ALLOWANCES OF MINISTERS (MANIPUR)  
ELEVENTH AMENDMENT BILL, 2010

As introduced in the Legislative Assembly, Manipur on 26-7-2010

[Recommendation of the Governor as required under clauses (1) and (3) of Article 207 of  
the Constitution of India has been obtained]

THE SALARIES AND ALLOWANCES OF MINISTERS (MANIPUR) ELEVENTH  
AMENDMENT BILL, 2010

A  
Bill

further to amend the Salaries and Allowances of Ministers (Manipur) Act, 1972.

Be it enacted by the Legislature of Manipur in the Sixty-first Year of the Republic of India as follows :

1. Short title and commencement.- (1) This Act may be called the Salaries and Allowances of Ministers (Manipur) Eleventh Amendment Act, 2010.

(2) It shall be deemed to have come into force with effect from 1-4-2010.

2. Amendment of section 3.- In section 3 of the Salaries and Allowances of Ministers (Manipur) Act, 1972 (hereinafter referred to as the Principal Act),-

(a) in sub-section (1) –

- (i) in clause (a), for the word and figures “Rs.6,000/-”, the word and figures “Rs.23,000/-” shall be substituted;
- (ii) in clause (b), for the word and figures “Rs.5,000/-”, the word and figures “Rs.22,000/-” shall be substituted;
- (iii) in clause (c), for the word and figures “Rs.5,000/-”, the word and figures “Rs.22,000/-” shall be substituted;
- (iv) in clause (d), for the word and figures “Rs.4,800/-”, the word and figures “Rs.21,000/-” shall be substituted;

(b) for sub-section (2), the following shall be substituted, namely,-

“(2) There shall be paid a daily allowance during the whole of his term to –

- (a) the Chief Minister, a sum of Rs.1,500/- within the State and Rs.2,500/- outside the State;
- (b) the Deputy Chief Minister and each Minister, a sum of Rs.1,400/- within the State and Rs.2,400/- outside the State;
- (c) the Minister of State, a sum of Rs.1,375/- within the State and Rs.2,300/- outside the State.”.

3. Substitution of section 4.- For section 4 of the Principal Act, the following shall be substituted, namely,-

“4. Entertainment allowance.- The Chief Minister shall be entitled to an entertainment (or sumptuary) allowance of Rs.12,000/- per month, the Deputy Chief Minister and a Minister to an entertainment (or sumptuary) allowance of Rs.11,000/- per month and a Minister of State to an entertainment (or sumptuary) allowance of Rs.10,000/- per month to meet the entertainment expenditure incurred by the Minister.”.

## STATEMENT OF OBJECTS AND REASONS

A draft Report of the General Purposes Committee of the Ninth Manipur Legislative Assembly has recommended for revision of the Salaries, Allowances and other entitlements of the Members and Ex-Members of the Manipur Legislative Assembly. After consideration of the recommendations, the State Government has decided to amend the salaries and Allowances of Members of the Legislative Assembly (Manipur) Act, 1972 to enhance some of the existing provisions including of salary and other allowances.

As a result thereof, it has become necessary to increase the salary, daily allowance and entertainment allowance of the Chief Minister, Deputy Chief Minister, Minister and Ministers of State which are provided in the Salaries and Allowances of Ministers (Manipur) Act, 1972. The provisions of the Salaries and Allowances of Ministers (Manipur) Act, 1972 apply also to the Speaker and Deputy Speaker, to the Chairman of Hill Areas Committee and Vice-Chairman of Hill Areas Committee of the Manipur Legislative Assembly, the Vice-Chairman of State Planning Board and the Government Chief Whip under their corresponding Acts and as such upon amendment of the Salaries and Allowances of Ministers (Manipur) Act, 1972, their salary, daily allowance and entertainment allowance will be taken correspondingly increased.

Hence this Bill.

Imphal,  
The July, 2010.

O. Ibobi Singh

## FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation, will involve an additional expenditure of Rs.1.34 crores approximately per annum from the Consolidated Fund of the State.

**EXTRACT OF SECTIONS 3 AND 4 FROM THE SALARIES AND ALLOWANCES OF MINISTERS (MANIPUR) ACT, 1972**

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**Section 3. Salaries of Ministers.**-(1) There shall be paid,-

- (a) to the Chief Minister, a salary of Rs.6000/- per mensem;
- (b) to the Deputy Chief Minister, a salary of Rs.5000/- per mensem;
- (c) to each Minister, a salary of Rs.5000/- per mensem;
- (d) to each Minister of State, a salary of Rs.4800/- per mensem.

(2) Each Minister shall be entitled to receive a daily allowance of Rs.400/- within the State and Rs.500/- outside the State for each day during the whole of his term as such Minister.

**Section 4. Entertainment allowance.**- The Chief Minister and Deputy Chief Minister shall be entitled to an entertainment (or sumptuary) allowance of Rs.3000/- and Rs.2500/- respectively per month, a Minister and a Minister of State to an entertainment (or sumptuary) allowance of Rs.2000/- and Rs.1700/- respectively per month to meet the entertainment expenditure incurred by the Minister.