

LALUNG (TIWA) AUTONOMOUS COUNCIL ACT, 1995

Regis(cred No. A-12 THE ASSAM GAZETTE EXTRAORDINARY PUBLISHED BY AUTHORITY , 1995, 8 (-i-€.) 231 par, 30th Oct, 1995, Silh Kaflik•a, 1917 (S.li.) GOVERNMENT OF ASSAM ORDERS BY GOVERNOR 1 IS I : ISLATIV F, 1 30th 1905 NoLGLfD1/95/233=The Assembly which received the assent or the Governor is hereby published for general in Üor!naliQli. 1578 THE ASSAM GAZETTE, EXTRAORDINARY. OCT. 30. 1995 Preamble. title, Short and extent cojn jneneel) clini- t ions. ASSAM Acr NO. XXV OF 1995 (Received the assent of the Governor on 27th October, 1995) THE LALUNG (TIWA) AUTONOMOUS COUNCIL ACT, 1995 Acr To provide for the establishment of an administrative authority in the name and style of "THE LALUNG (TIWA) AUTONOMOUS COUNCIL" and for certain matters incidental thereto and connected therewith. Whereas it is expedient to provide for the establishment of a Lalung (Tiwa) Autonomous Council within the State of Assam with maximum autonomy within the framework of the Constitution, comprising of the satellite areas of Village Councils formed out of blocks of contiguous revenue villages, each having more than 50% population of Lalung (Tiwa) community, without having any compact area for social, economic, educational, ethnic and cultural advancement of the Lalung community residing therein. It is hereby enacted in the Forty-sixth Year of the Republic of India, as follows CHAPTER - I PRELIMINARY 1. (1) This Act may be called the Lalung (Tiwa) Autonomous Council Act, 1995. (2) It extends to the whole of the State, of Assam. (3) It shall be deemed to have come into force on the day of July, 1995

2. In this Act, unless the context requires - Incans the bye-law (a) the by-lawt Genelill Council; otherwise referred (he f 1 THE ASSAM GAZETTE EXTRAORDINARY OCT.30 1995 1579 Lalung (b) 'Constituency' means a constituency referred to in section 48; (c) 'Constitution' means, the Constitution of India ; (d) 'Council Area' means the Lalung Autonomous Council Area ; (e) 'Elector' in relation to a constituency means a person whose name is entered in the electoral roll of that constituency (f) 'Executive Council' means the executive body of the General Council of the Lalung Autonomous Council constituted under Section 3(3) and 24 ; (g) 'Gaon Panchayat', 'Anchalik Panchayat' and Zila Assam) Parishad have the same meaning as defined in the Assam) Act Panchayat Act, 1994 1994. (h) General Council' means the General Council of the Lalung Autonomous Council referred to in section 3 ; (i) *General Council Fund' and 'Village Council Fund' Incans the funds constituted under section 61 (j) 'Government' means the State Government of Assam; (k) Governor incant; the Governor of Assam, (l) Member' Incans a Member of the Village Council or the General Council of the Executive Council, as the case (1) n) 'Municipality has the same, meaning as in the Assam) Assam) Municipal Act, 1956 Act XV or 1957. (n) Notification means the notification issued under this Act (o) 'Official Gazette' Incans the Official Gazette of (p) 'prescribed' means prescribed by rules made under this Act (q) 'satellite area' means the area of different revenue villages; (r) 'Village Council' Incans the Village Council referred to in section 1 and (s) 'Village Council Area' means the area declared under) k', area of a Village Council (l) the Council shall be notified by the Government in the Official Gazette. 3. (1) There shall be an autonomous council to be called the Lalung Autonomous Council within the State of Assam comprising of the Village Councils as 1580 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 Village Council. Incorporation of the Lalung Autonomous Council. Constitution of the General Council. may be specified by the Government by notification in the Official Gazette. (2) The Lalung Autonomous Council shall have maximum autonomy within the framework of the Constitution. (3) The Lalung Autonomous Council shall have a General Council and an Executive Council as provided hereinafter. 4. (1) There shall be a Village Council for each block of villages, each village having 50% or more Lalung population. (2) Each Village Council area shall consist of approximately 6000 to 8000 population. (3) For the purposes of sub-section (1) above, there shall be as many Village Councils as may be specified by the Government by notification in the Official Gazette. CHAPTER -II THE GENERAL COUNCIL 5. The General Council shall be a body corporate having perpetual succession and a common seal with powers to acquire and dispose of property and to contract and shall sue or be sued by its corporate name. 6. (1) The General Council shall consist of 30 (thirty) Members of which 26 (twenty six) shall be directly elected and (four) shall be nominated by the Government from amongst the groups of communities residing in the Council and not otherwise represented in the General Council. (2) Out of 30 seats 15 seats shall be reserved for Lalung seats shall be

reserved for women.)) The Members of Parliament, and the Members of the Legislative Assembly, belonging to Scheduled Tribes Reserved Constituencies of the Council Area shall be ex-officio members of the General Council. 1581 THE ASSAM GAZETTE EXTRAORDINARY OCT. 30 1995 Every of the General Council shall be entitled to such allowances as may be fixed by the General Council and approved by the Government. (4) The elected members of the General Council shall at the first meeting after the election, for the purpose of constitution of the Executive Council, elect from amongst themselves, in the manner prescribed, (i) One member to be the Chief Executive Councillor who shall also be the President of the General Council, and (ii) Three Executive Councillors. of office. Resignation of the General Council (1) The term of office of the General Council shall be five years from the date of the first meeting as appointed by the Government after the election of the members, unless dissolved earlier under section 68. (2) Notwithstanding anything contained in sub-section (1) above, the Chief Executive Councillor or the Executive Councillors shall cease to hold office as such forthwith if he, for any reason, ceases to be a member (3) Notwithstanding anything contained in sub-section (1) the Governor may, if he is satisfied that circumstances exist which render the holding of the election, as provided, impracticable, extend the term for a period not exceeding of one year. 8. (1) Any member of the General Council at any time by giving notice in writing addressed to the Chief Executive Councillor, resign his office Provided that in case of the Chief Executive Councillor the notice shall be addressed to any of the Executive Councillors. (2) Such resignation shall take effect from such date as specified in the notice or if no such date is specified, from the date of its receipt by the office bearer addressed. (3) The Chief Executive Councillor or the Executive Councillors or any one of them or all of them may be removed from office by a resolution carried by a majority of the total number of the elected members at a special meeting 1582 -4 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1583 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1584 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1585 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1586 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1587 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1588 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1589 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1590 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1591 THE ASSAM GAZETTE. EXTRAORDINARY. OCT. 30. 1995 1592 THE ASSAM GAZETTE. EXTRAORDINARY. 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ON or the officers and of (General Council and the officers and employees, services may be placed at the disposal of the by Government, of business etc. Act Q (i) for of making any under this Act, exercise such principal functions and discharge such duties which may be exercised or discharged by the General Council under Act 01 the rules thereof. The Chief Executive Councillor shall or discharge such powers and functions as may be required by the Government under this to be exercised, performed discharged Council at a meeting, exercise such other powers, powers such as General Council may, by general or special 1584 ASSAM EXTRAORDINARY 30 1995 resolution, direct or as the by rules made in this behalf, prescribe. 13. (1) The General Council shall meet once Meeting of General every three months for transaction its, business. Council. (2) The meeting of the General Council shall be held at the headquarter of the Lalung Autonomous Council at such time as may be notified by the Chief Executive Councillor Oath of affirmation by members. Quorum, quarter General of the Autonomous Council. Provided that the first meeting of the General Council after the election be held on such date as may be appointed by the Government

14. Every member of the General Council shall, before taking his seat, make and subscribe before such person as may be appointed by the Governor in this behalf an oath or affirmation in the manner and forms as may be prescribed for transaction of business 15. The quorum at a meeting of the General Council be 10 and the decision of the General Council shall be by a simple majority of the General Council. 16. The Government may, by notification in Official Gazette declare any place within the Council to be its headquarter of the Lalung Autonomous Council, 17. (1) There shall be a Secretariat for the Lalung Autonomous Council at the headquarter of (General Council Secretariat) be appointed by the Government in consultation with the Chief Executive Council. (2) Principal Secretary shall be the principal executive officer of the (General Council and all other Officers of the Council shall be subordinate to him). be appointed and take Principal Secretary Of the Council of all Executive Council or any Council and member, with the consent of Chief Executive Council or any other person (including over such as the case may be, at any time). ASSAM GAZETTE EXTRAORDINARY OCT. 30 1995 1585 instances but shall not be entitled to vote in any such meeting. (4) The Principal Secretary and the other officers of the Secretariat shall be paid out of the General Council Fund, (5) The term of appointment of the Principal Secretary shall be for a period of three years but may be extended by the Government in consultation with the Chief Executive Councillor. (6) The Government may appoint such other Secretaries for the General Council on such terms and conditions as the Government may, in consultation with the Chief Executive Councillor, determine. (7) The Government may, in consultation with the Chief Executive Councillor, depute such other officers or experts, as may be, required, to assist the General Council on such terms and conditions as may be determined by the Government (8) The Government may from time to time post officers of the rank of Class-II and above within the Council Area in accordance with the exigencies, but making such postings due regard may be given to the views of the General Councils (9) All officers and other staff posted in the Council Area shall be accountable to the General Council for their performance and assessment of their works recorded by the Executive Council shall be incorporated in their Annual Confidential Reports by the Government. (10) Notwithstanding anything contained in sub-section (5) above, the Government may, at any time in consultation with the Chief Executive Councillor, the Principal Secretary or any other officer posted or appointed by it in the Secretariat. 1586 THE ASSAM GAZETTE EXTRAORDINARY OCT. 30 1995 Subjects to be under the control and administration of the General Council. CHAPTER - 111 POWERS AND FUNCTIONS OF THE GENERAL COUNCIL 18. Notwithstanding anything contained in any other law or Rules for the time being in force, the General Council shall have executive powers in relation to the Council Area over the following subjects

1. Cottage Industry, -2. Animal Husbandry and Veterinary, 3. Forest other than Reserved Forest, 4. Agriculture, 5. Rural Roads and Bridges, 6. Sericulture, 7. Education (a) Adult Education, (b) Primary Education, (c) Up-to Higher Secondary including Vocational Training, 8. Cultural Affairs, 9. Soil Conservation, 10. Fisheries, 11. Panchayat and Rural Development, 12. Handloom and Textile, Public Health Engineering Drinking water, Minor Irrigation, Social Welfare, Flood Control Schemes for protection of villages (not highly technical nature). Sports and Youth Welfare, Weights and Measures, Library services, 13. Museum and Archaeology, 14. Urban Development, Town and Country Planning, 15. Tribal Research, 16. Land and land Revenue, Publicity and Public Relation, 17. Tourism, Transport, 18. Any other matter connected with development, Municipal Boards, Improvement Trust, District and other

local-self Government of Villages, 'EHE ASSAM GAZETTE, EXTRAORDINARY. OCT. 30 1987 30). 'If bal Welfare, 31 . I Market and fairs, Other rna tct's {o be under the conf a tid a diiini. 1st r;itio n (,;ctl• era i'cnvers i n: p o se to 32. Lotteries, Theaters, Dramatic performance and Cinctna, 33. Vital Statistics including registration of births and death, 34. Food and Civil Supplies

19. Subject to the general policy of the Government, General Council shall, - (i) formulate integrated development plans for the Council Area ; (i i) schenws and progranaltnes ('QI' the (level.opnrn!al of the Council Area , (iii) have powers to appoint Class III and Class IV staff will) in the Council Area ; (iv) have powers to regulate (racle and c0i1lincuce xviih. in [he Council Area in accordance with the existing Iaxvs in- cluding issue of pernoit or licences to individuals within the Council Area ; , guide cus10!)) and tradilic-ul,s social justice 01' La lung cotntuunity according to (he, traditionai ' (•ci) organ ire special) ecru !unent into Navy, antl o!her para- POI ice I ••oree.s (Ind ! Gøvernnot.mnt Pei sons belono to IIIC, I-all. •ng c • e, and (o the pearle I Ile Cellncil Area tücrenc.e bein t' ven Ille. "li:ng comununitv. 20. (I) to IIIC prevision of on.)' other for l)ciliff in force, (he General Council shall have col the 'i I A such taxes as are. I-sle r 101 l.t.t.cer as Intl v preeqeri hed a.s in the : a 11 be 1 - 1588 'EHE ASSAM GAZETTE EXTRAORDINARY OCT. 30 1995 (2) Subject to sub-section(l) and such maximum rates as the Government may prescribe, the General Council shall (a) levy tolls on persons, vehicles or animals of any classy for the use of any bridge or road other than kacha road or ferry constructed or established and managed by it ; (b) levy the following fees and rates, namely • (i) fees on the registration of boats or vehicles • (ii) fees for providing sanitary arrangements at such places of worship, pilgrimage, fairs, other public places within the Ccuncil Area as may be specified by the Government by Notification in the Official Gazette; (iii) fees for licences; (iv) water where arrangements for irrigation or drinking water is Inade by it within the Council Area; (v) lighting rate where anangements for lighting of public street or places are made by it within the Council Arca. (3) Nolwithstan(line anything contained in the forego- ing sub-sections, the General Council shall not undertake registration of any vehicle or levy any fee in respect thereof shall nol provide sanitary arrangements at places of xvorship, pilgriynes, fairs, melas, or other public places xvittlin the Council Area or levy any fees in respect thereof if such vehicle has already been registered by any other au- thority under the law for the time being in force, or if such provisions for sanitaty arrangements has already been made by lhe Government or any other local authority. (4) 'The collection of tolls, fees or rates and the terms conditions for the imposition thereof shall be such as Illa y be presciãbed by the bye-laws, such bye-laws may in- provide for exemption frovn all or any class of cases. (5) The General Council may levy fee or taxes on any a)! subiects assigned to the Village Council. THE ASSAM GAZETTE, EXTRAORDINARY, OCT. 30. 1995 1589 Powers to entrust function s. P Oivct• Io acquire hold and dispose of property. Power to make bye- 'laws. J'hü I i •c ceti- 21. Notwithstanding anything contained in this Act, the Government may, in consultation with the General Council, entrust, either conditionally or without any condi- tion, to the General Council or their Officers any function in relation to any matter not enumerated in section 18 to which the executive powers of the Government extends

22. Notwithstanding anything contained in section 5, the General Council subject to the previous approval of the Government and subject to such terms and conditions as may be imposed by the Government, shall have the power to acquire, hold or dispose of any immovable property or movable property the value of which exceeds Rupees one lakh and to enter into any contract or agreement with any party or authority.23. (1) The General Council may, subject to the provi- Sion of this Act and the rules made thereunder and subject to the approval of the Government make bye-laws to be ap- plicable within the Council Area with respect to all or any of the matters enumerated in sections 18,19,43 and 44 for regulation, control and administration thereof. (2) All bye-laws made under sub-section (1) above, shall have effect upon their publication in the Official Ga- zette. CHAPTER - IV THE EXECUTIVE COUNCIL 2:1. (1) The Executive Council shall consist of the Chief Executive Councillor and the three Executive Coun- cillors elected in accordance with the provisions of sub- section (LI) of section 6. (2) Chief Executive Councillor shall be the Chair- njeetings thereof. (3) Any casual vacancy among the menibers of the IEx- ectllivc Council occurring by reasons of death, resignation, renvoal or otherwise shall be filled through election by the nwjnbet's of the General Council in the sarne Inanner as pro- vided in sub-section (4) of Section 6 • 1590 olficc of the E.xccuo ve Coun- Gencr:li (.1 hie f I t.veclllive Councillor ASSAM GAZEVEIE EXTRAORDINARY T. 3 19 5 Provided that no act or

proceeding of the Executive Council shall be called in question or shall become invalid merely by reason of any vacancy among its members. (4) The manner of transaction of business of the Executive Council shall be such as may be determined by the General Council by bye-laws made by it with the approval of the Government. (5) The Executive Council shall be collectively responsible to the General Council

25. A member of the Executive Council shall hold office until he - (a) ceases to be a member of the General Council, or (b) resigns his office in writing under his hand addressed to the Chief Executive Councillor in which case the resignation shall take effect from the date of acceptance thereof : Provided that in case of the Chief Executive Councillor, the resignation shall be addressed to any one of the Executive Councillors.

26. (1) The executive powers of the General Council shall vest in the Executive Council. (2) All orders or instructions made or executed by the Executive Council shall be deemed to have been made or executed by or under the authority of the General Council. (3) Every order made or instructions issued or resolution passed by the General Council shall be authenticated by the signature of the Chief Executive Councillor or in his absence by any one of the Executive Councillors.

27. (1) Chief Executive Councillor shall be the Chief of the Lalung Autonomous Council and shall exercise such powers and discharge such functions as are conferred on him by or under this Act or the rules made thereunder, 1995 until he ceases to be the Chief Executive Councillor. (2) The Chief Executive Councillor shall for the smooth and convenient transaction of business of the Executive Council, allocate among the Executive Councillors such business in such manner as he may deem fit.

28. (1) The Executive Council may, in cases where the Chief Executive Councillor is required to take, in accordance with the provisions of this Act or the rules made thereunder or any other law for the time being in force, any action subject to the approval of the Executive Council, by a general or special resolution, authorises the Chief Executive Councillor to take such action subject to such condition, if any, as may be specified therein, in anticipation of such approval. (2) Whenever the Chief Executive Councillor takes any action under sub-section (1) above, he shall inform the Executive Council forthwith and shall obtain the approval thereof.

29. (1) The Executive Council shall meet at least once in every three months for transaction of its business at such place and till such time as the Executive Councillors may direct. (2) The meeting shall be convened by the Chief Executive Councillor by giving seven clear days notice in writing to each member of the Executive Council. The duration of the Executive Council shall be three years commencing from the date of the first meeting of the Executive Council shall be three years commencing from the date of the first meeting of the Executive Council.

30. (1) The Executive Council shall meet at least once in every three months for transaction of its business at such place and till such time as the Executive Councillors may direct. (2) The meeting shall be convened by the Chief Executive Councillor by giving seven clear days notice in writing to each member of the Executive Council. The duration of the Executive Council shall be three years commencing from the date of the first meeting of the Executive Council.

31. The Village Council shall be a body corporate having perpetual succession and a common seal with powers to acquire, hold and dispose of property and shall sue or be sued by its corporate name.

32. (1) The Village Council shall consist of ten members of which five seats shall be reserved for the Lalung Community out of which at least one shall be a woman. (2) The Village Council shall be constituted to such sitting as may be fixed by the Village Council subject to the approval of the General Council.

33. (1) The term of office of the Village Council shall be five years from the date of the first meeting as appointed by the Government after the expiry of the members unless dissolved earlier under section 68. Provided that the Government may, if it is satisfied that circumstances exist which render the holding of election, as provided impracticable, extend the term for a period not exceeding one year.

(2) Notwithstanding contained in sub-section (1) above, the President or the Vice President of a Village Council shall hold office as such forthwith if for any reason he ceases to be a member. (3) The term of office of the Village Council shall be co-terminus with the General Council.

34. (1) The term of office of the Village Council shall be five years from the date of the first meeting as appointed by the Government after the expiry of the members unless dissolved earlier under section 68. Provided that the Government may, if it is satisfied that circumstances exist which render the holding of election, as provided impracticable, extend the term for a period not exceeding one year.

(2) Notwithstanding contained in sub-section (1) above, the President or the Vice President of a Village Council shall hold office as such forthwith if for any reason he ceases to be a member. (3) The term of office of the Village Council shall be co-terminus with the General Council.

35. (1) The President or the Vice President or both of a Village Council may be removed from office by a resolution carried by a majority of the total number of the elected members of the Village Council.

(2) The resolution shall be passed by a majority of the total number of the elected members of the Village Council. (3) The resolution shall be passed by a majority of the total number of the elected members of the Village Council.

(4) The resolution shall be passed by a majority of the total number of the elected members of the Village Council. (5) The resolution shall be passed by a majority of the total number of the elected members of the Village Council.

(6) The resolution shall be passed by a majority of the total number of the elected members of the Village Council. (7) The resolution shall be passed by a majority of the total number of the elected members of the Village Council.

(8) The resolution shall be passed by a majority of the total number of the elected members of the Village Council. (9) The resolution shall be passed by a majority of the total number of the elected members of the Village Council.

members at special meeting of the Village Council called for Council. the purpose upon requisition made in writing by not less than one third of the members of the Village Council. (2) The Government after giving an opportunity to an elected members of the Village Council to show cause against the action proposed to be taken against him and after giving a reasonable opportunity of being heard, may by or- der, remove him from the office, if he (a) after his election, is convicted by a criminal court of an offence involving moral turpitude punishable with im- prisonment for any period exceeding six months ; or (b) incurs any of the disqualifications mentioned in section 54 after his election as member of the Village Coun- cil ; or (c) is absent from three consecutive meetings of the Village Council. Fillinrv up Of in (he lice ot' i) resident or the V icc President. (3) any member of the Village Council who is re- Inoved from the office under sub-section (2) above, may, within thirty days from the date of the order, appeal to such Judicial Authority as the Government may prescribe and the authority so prescribed, after admitting an appeal may, after convlying with the normal and fundamental principles of Judicial proceedings, pass such order or orders either con- firmiing or rnodifying or setting aside the order appealed against and pending the final disposal of the appeal, may pass such other interlocutory order or orders including stay of operation of the order appealed against (4) 'lhe order passed by the Judicial Authority referred to ili sub-section (3) above, or such appeal shall be final

36. Any vacancy in the office of the President or the V ice -President by reason of death, resignation, removal or ot he! wise, shall be filled up within one month from the date of occurrence thereof, from amongst the elected members of lhe V illage Council in the sanne manner as has been pre- scribed in section 32 for the election the President or the ice-President.as the case Inay be. 1594 THE ASSAM GAZEVEFE. EXTRAORDINARY, OCT. 30. 1995 Salaries a 1 1 0M' a nces and other emolu men ts Po we r s; functions and duties of the Presi- dent and the V' ice Presi- +eeling of iiié Village o G neil. 37. (1) The President and the Vice President shall bc whole time functionaries and shall be paid out of the Vil- lage Council Fund such salaries and allowances as Inay be prescribed. (2) The other terms and conditions of service of the President and the Vice-President shall be such as may be prescribed. 38. (1) The President of the Village Council shall be responsible for the maintenance of records of the Village Council, for the administrative control and supervision of all officers and employees in the Village Council. (2) The President shall exercise such powers, dis- charge such duties and perform such functions as may be entrusted by the Village Council. (3) The Vice President of the Village Council shall ex- ercise such of the powers, perform such of the functions and discharge such of the duties of the President as the President may, from time to time subject to the rules, if any, made in this behalf by the Government, delegate to him in writing. (4) Notwithstanding anything contained in the forego- ing sub-section, neither the President nor the Vice-President shall exercise such powers, perform such functions or dis- charge such duties as may be required by the rules made under this Act to be exercised, performed or discharged by the Village Council at a meeting. 39. (1) The Village Council shall meet at least once in every months for transaction of its business. (2) The meeting of the Village Council shall be held at the office of the Village Council or at such other convenient place at such time as may be notified by the President : Provided that the first meeting of the Village Council after the election shall be held on such date and time as may be appointed by the Government. THE ASSAM GAZETTE. EXTRAORDINARY, 30, 1995 1595 40• Every membev of the Village Council shall C) ath or affirmation, before taking his seat make and subscribe, before such person as may be appointed by the Governor in his beha f, an oath or affirmation in the manner and forni as may be prescribed Quorum, 41. The quorum necessary for transaction of busimss at a meeting of the Village Council shall be (tl ur) members and the decision 01 the Village Council shall be by a single majority of votes of *he members presen 42. (1) There shall be an offne of the Village Office Of the Village Council at such olace as may be determined by Cou , the Villæge Council with the approval of the Government. (2) The Oovernmetlt shall, in consultation with the President o: the Vil\age Council; appoint a Secretary of the Villacte C unci! (3) The Secretrry to the Village Council shall be tho Chief Executive ot the Village Covn• Cll and •under the direction and control of the Preéds t. All other Officers and staff shall be subordinate to him. (g) The Secreta! y shell be present and take part the discw son nf all the meetings of the Village Couwci! any Committee of the Village Council and Inay with the consent ot the President any other person presiding over such meeting for (ime being, as the case mw be, at any tn?.ke a stztement or give ext)lanation of the facts and circu as tanees but not be entitled to vote in any such mevting. 1596 THE ASSAM EXTRAORDINARY, OCTæ 30, 1995 (5) The Government may in consultation with the

President depute such other Officer or employees, as may be required to assist the Village Council on such terms and conditions as may be determined by the Government. (6) The Government may, from time to time, post such other officers or staff as may be required so as to meet the exigencies but while making such posting due regard may be given to the views of the Village Council. (7) All officers and staff posted in the Village Council Office shall be accountable to the village Council for their performances and assessment of their works recorded by the Village Council shall be incorporated in their Annual Confidential Reports by the Government. (8) Notwithstanding anything contained in any of the foregoing sub-sections, the Government may, at any time in consultation with the President, withdraw the Secretary or any other officer or staff posted or appointed by it in the office of the Council.

**CHAPTER-VI
POWERS AND FUNCTIONS OF THE VILLAGE COUNCIL**

43. Notwithstanding anything contained in any other law or rules for the time being in force, the Village Council shall have the executive power in relation to the Village Council Area over the following and nigratica subjects ; of the Village Council

1. Agriculture including Agricultural

2. Animal Husbandry, Dairy Development Poultry

3. Fisheries

4. Social and welfare. Fuel Farm Forestry/Minor forest and fodder. and other, 1995 to the 11 such by the time, requiring of the Village Council. It of all be reports 11 any may, with- THE in any gap the in following It and other- THE ASSAM GAZETTE, EXTRAORDINARY, SEPT.30, 1995 1597 5. Khadi, Village and Cottage Industries

6. Rural Housing

7. Drinking Water

8. Road, Building, Culverts, bridges, tunnels, waterways and other means of communication

9. Rural Electrification

10. Nonconventional Energy Sources

11. Poverty alleviation Programme, 12. Education including Primary Schools

13. Adult and Non-formal Education

14. Libraries, 15. Cultural Activities

16. Markets and Fairs. 17. Rural sanitation

18. Public Health and Family Welfare

19. Women and Child Development

20. Social Welfare including Welfare of Handicapped and mentally retarded, 21. Welfare of weaker section and in particular and Scheduled Castes and Scheduled Tribes

22. Public Distribution System

23. Maintenance of Community assets. Construction and maintenance 24. "Olas and silni" Institution. Dharam 1598 THE ASSAM GAZETTE, EXTRAORDINARY, OCT 30, 1995 25. Construction and maintenance of cattle sheds, pounds and cart stands, 26. Maintenance of Public parks and play grounds • 27. Construction and maintenance of Slaughter houses. Maintenance and regulation of manure. 28

29. Such other functions as may be entrusted by the Government from time to time. Other 44. Subject to the general policy of the Government to be and subject to the general control and supervision of the General Council, the Village Council shall (i) formulate integrated development plans for the betterment of the Village Council Area (ii) implement schemes and programmes for the development of the Village Council Area; (iii) have powers to appoint Class-IIT and Class-IV staff of the Village Council; (iv) have powers to regulate trade and commerce within the Village Council Area in accordance with the existing laws including issue of permits or licences to individuals within the Village Council Area; (v) guide customs and traditions and social Justice of the Lalung Community according to their traditional laws; and (vi) allow permits for trade and commerce to the people residing in the Village Council Area preference being given to the Lalung Community. 45. (1) Subject to the provisions of any other laws Power to for the time being in force and subject to the previous approval of the

General Council, the village and co- .iect tax Council shall have the power to collect within the village Council Area such taxes as are payable under the law for the time being in force in the mann as may be prescribed : Is, is ' by hit, 11 he hc ce th ce ti- Ice ws vi- he ler as GAZETTE, 30, 1995 1599 Provided that the tax or taxes as aforesaid shall be collected from such date as may be appointed by the Government by notification in this behal? in {he Official Gazette, (2) Sybject fo sub.,section (1) and such maximum rates as the Government may prescribe, the Village Council, sha I (a) levy tolls 011 sons, vachicies or animals of any class, for the use of any bridge, or road other than kacha road or t'erry coastrucü)d or established by it , (b) Levy clue foioovviilg fees and ratcs narncly (i) fees on the registration of boats or vechicles (ii) fees for providing sanitary arrangements at such places or worshivm pilgrimage, fairs, me- other public places within the Village Council Area as may be specified by the Go- vernment by notification in the Official Gaze. tte ; (iii)fees for jicenccs (iv) water rates where for irrigation or drinking water is made by it within the ViPage Couacil Area; (v) lighting rate where arrangements f B? lighting on public streets 0! places are made by it within the Village Council Area. (3) Notwithstanding anything contained in (he fo;egcirjg sub-sections, the Village Council shall not undertake registration of any vechicle or levy any fee in respect thereof and shall not provide sanitary arrangements at places of worship, pilgrimage, fairs, melas or other public places within the Village Cou- ncil Area or levy any fees in respect thereof, if such vehicle has already registered by any other authority under the law for the time being in f0lce or if such provision for sanit ary arrangements has already been made 'by the Government or any other local authority. 1600 THE ASSAM GAZEITE, EXTRAORDINAR% ocr (4) The Collection of tolls, fees or rates and the te- rms and conditions for the imposition thereof shall be such as may be prescribed by the bye-laws such bye- Jaws may interalia provide for exemption from all or any class of cases. Power 46. Notwithstanding anything contained in this Act entrust the Government may, in consultation with the Vi- nciions. either conditionally or llage Council entrust without any condition to the Village Council or its officers any functions in relation to any matter not enumerated in section 43 to which, the executive power of the Government extends

47. Notwithstanding anything contained in section Power acqu, re he-31, the Village Council, subject to the prevoius app- and roval of the Government and subject to such terms spouse ef and conditions as may be imposed by the Govern- pro perty.ment, shall have the power to acquire hold and dis- pose of any immovable property or movable proper- ty the value of which exceeds rupees fifty thousand and to enter into any agreement or contract with any party or authority. CHAPTER : VIJ ELECTION (1) There shall be 10 (ten) constiutencies in a 48. Delimita- Village Council Area for electing members to the Village Council. Each such constituency shall be a single member constituency and shall be territorial. (2) There shall be 26 (twenty six) constituencies covering the Council Area for electing members to the General Council. Each constituency shall be a single member constituency and territorial. (3) The Government shall, by order published in the Official Gazette, determine the territorial limits ef the constituencies into which the Village Coun- cil Area or the Council Area shall be delimited for the purpose of election of members to the Village Coun- cil and the General CouncilL 30, 993 160. '-lay, by c;vddr te— I be bye- I or Act or its not tive :ion pp- rms dis- and Vith the be rial, Cies to be ;hed)rial the 49. ar;vth Power to aneEd t on, 48 above, the Governnaef't lished in the offFcUil ga;relte made under Section 48 Provided theo 110 such order Ahaif commencenwnt or process. 50.(1) Subjtct Io the provision:; of this ter R olls. Right 'Vote. the rules made thereunder, so of roll for the Asseynbly Constitutenc,v in tocce the last date of nomination. aq is v;atable to Village Council Constituency, a•, in (c) of Sc fion 2, shall the electoral roll that Viiiage Council Constititenc,y. (2) The electoral roils c? the Council stituencies as are relatable a of General Council, as defined in c!/? Ilse (c) of Section •-2 shaii be the electoral roll for tlr constituency of the General Council. (3) Persons whose names are inclt;cied iii the cloral roll as ai'orsaid in sub-section (1) or (2) above, shall be the electorate for the election of mem- bers of the Village Council or the General Cou 71, as the case may be (4) The Government Shal}, at the time and in the manner prescribed, cause to be published the elo- ctoral roll in respect of constituency. 51 Save as otherwise provided in this Act, to every person whose name is entered in the electoral roll for the time being in force, of any constituency shall be entitled to vote in that constituency. (2) No person shall vote at an election in any constituency, if he is subject Acti f i 951 to any the cf qualifications referred to in section IO of the Representation of People Act, 1951. (3) No person shall vote in more than one cons- tituency 1 602 Election ot' ASSAM G (4) No boncv inore i 995 30, conscit*el- person voie the than once. pwrson shall

vote at a election if he is confined in a prison, whether under a sentence of imprisonment or otherwise or in the lawful custody of police: Provided that nothing in this sub-section shall apply to a subject to preventive detention under any law for the time being in force 52. Election of members shall be held in accordance with the rules made under section (3C) and the first election the purpose of constituting General Council and the Village Councils shall be held on such date or dates as the Government may direct in consultation with the Interim Lalung (Tiwa) Executive Council referred to in section 80

53. A person shall be qualified to be elected as member of either the village Council or the General Council if he is an elector as defined in clause (c) of sub-section (f) of Article 54a(i) A shall be qualified to be elected either to the Village Council or the General Council, if (a) he is not a citizen of India; Disqualification of member of Village Council or General Council (b) (c) (d) he is less than 18 years of age on such date as may be fixed by the Government; or he has been elected to any Municipality, Panchayat within the State of Assam he is in service of the Central or State Government, Municipality or authority; or he has either directly or indirectly by himself, or by the person or employer or employee, any share or interest in any contract with or on behalf of the Village Council General Council, or a Municipality or Panchayat within the Council Area 1995, the following shall be disqualified on the date of election, State Government or the THE ASSAM GAZETTE EXTRAORDINARY, OCT, 30, 1995 (f) (h) Provided that no person shall be deemed to be so disqualified by reason only of his having a share in a public Company, as defined in the Companies Act, 1956. (Central Act) of which contracts with or is employed in, a Municipal Corporation or Panchayat within the Council Area; or he has been disqualified from the office of the Central Government or local authority or a Government company or a company in the Companies Act, 1956 in which he is or the State Government involving moral turpitude not mentioned in the Act; or of such disqualification he has been adjudged by court to be of unsound mind he has been by a court of law found guilty of an offence involving moral turpitude with a term of more than six months under Chapter IX-A of Code of Criminal Procedure, 1951 and five years; it shall not be from the date of conviction. Provided that a person not qualified under these provisions by only of his being a member or Vice-President of a Co-operative Society or Executive of Council 1604 THE ASSAM GAZETTE EXTRAORDINARY, OCT 1995 55. Where the office of any member, becomes vacant by reason of his death, resignation, removal or dies otherwise, the vacancy shall be filled by election this Act provisions of in accordance with the rules made thereunder 56. Where members elected at an election are disqualified from holding office on account of the election set aside by order of a court, the election as a whole shall be void and any action taken by such member or anything done by him before he is so disqualified shall be deemed to be void. 57 The name of a Public Election or the General Council shall be published in the Official Gazette and upon elections, such public election shall be held in the Village Councils and the General Council shall be constituted, is chosen to be a member. 58. If an elected member vacates the office and of post. member of Parliament or the General Council in case of a member of the Village Council, the name of the member shall be published in the Official Gazette of India or the Official Gazettes of the State (if he has resigned the seat of such member in the General Council or the Village Council, as the case may be) and the seat shall be vacant unless he has previously resigned the seat in the Parliament, or State General Council as the case may be. 59. (1) No election shall be called in question on the ground that the election was void or voidable except by an election petition presented in manner as may be prescribed and before such authority as may be appointed by the Government, from time to time, by notification in the Official Gazette rank of Provided that no person shall be appointed as District Judge, in or of the Village Council and District Judge, within the meaning of Article 236 of the Constitution in case of the General Council, for the purpose. 60, 1995, the following provisions of the Representation of the People Act, 1951 shall apply to the election of members of the Village Council and the General Council: (a) that on the date of his election the returned candidate was not qualified or was disqualified to be, elected to fill the seat in the Village Council or the General Council as the case may be; or (b) that the returned candidate or his election agent or by any person with or without the consent of the returned candidate or his election agent, has committed any corrupt practice as defined in the Representation of the People Act, 1951, shall be called in question on the ground that the election was void or voidable; (c) that the result of the election in so far as it concerns the returned candidate has been declared void by the court; (i) by the court on the ground of improper acceptance of any nomination; (ii) by the court on the ground that the returned candidate or his election agent or any other person has committed any corrupt practice; or (iii) by the court on the ground that the returned candidate or his election agent or any other person has committed any corrupt practice.

by improper reception, refusal or rejection of any vote; or (TV) by reception of any vote which is void; or (v) by any With the provisi- this Act or of any rules or order made thereunder, (3) At the conclusion of trial of any election the authority appointed under sub- petition make an ASSAM EXTRAORDINARY. OCT. 30, 1995 (a) dismissing the election petition; or (h) declaring the election of all or any of the returned candidates to be void ; or (c) declaring the election of all or any of the returned candidates to be void and the petitioner or any other candidate to have been duly elected. (Zi) If a petitioner, in addition to calling in question election of a returned candidate, make a declaration that he himself or any candidate has been duly elected and the authority under (1) is of the opinion that : (a) in fact the petitioner or such other candidate, has received the majority votes, or (b) but for the votes obtained by the returned candidate by corrupt practice the petitioner or such other candidate would have obtained the majority of the valid votes, the authority as aforesaid shall, after declaring the election of the returned candidate to be void, declare the petitioner or such other candidate, as the case may be, to have been duly elected, 60. 'i*he, Government may, by notification in the Official Gazette make rules to regulate all or QC (he following matters for the purpose of holding election to the Village Councils and to the on of" (General Council under this Act likewise (a) the designation of the Officer or authority to whom the power to determine the territorial limits of the constituencies under the sub-section (2) of section 48 may be delegated and maintain the electoral roll under section 50 THE ASSAM GAZETTE. EXTRAORDINARY OCT. 30, 1995 1607 (b) the appointment of Returning Officers, Presiding Officers and Polling Officers for election ; (c) the drawing of programme for election; (d) the {nomination of candidates and scrutiny of such nominations (e) the deposits to be made by the candidates and the time and manner of making such deposits (f) the withdrawal of candidature • (g) the appointment of agents of candidates; (h) the filling up of casual vacancies ; (i) the general procedure at the election including the time, place and hours of poll and the methods by which votes shall be cast (j) the fee to be paid on election petition ; (k) any other matter relating to election or election disputes in respect of which the Government deems it necessary to make rules under this section or in respect of which there is no provision in this Act or the provision is insufficient and in the opinion of the Government adequate provision is necessary. CHAPTER—VIII FUNDS, AUDIT AND BUDGET, 61. (1) There shall be two funds to be called respectively the General Council fund, meant for the General Council and the Village Council Fund meant for the Village Councils. (2) Each fund as aforesaid shall be under separate Sub-Heads within the State Budget to be held for the purpose of this Act, and all moneys realised or realisable under this and moneys wise received by [the General Council or the Village Council, as the case may be] shall be credited to its respective fund. (3) The Government and the Village Council Fund may utilise other resources in accordance with the formulas to be worked out in mind resources of the Government and priorities on development works in other areas including other tribal relevant areas along with other deciding factors. (4) The following shall be deposited to the Village Council fund (a) Contributions and grants received from the Government. (b) Contributions and grants from the General Council. (c) All receipts account of the Village Council, (d) Land Revenue and local land including Tea Gardens which falls in the village Council Area, (5) The allocation under these Sub-Heads shall be in keeping with the guidelines laid down by the Government of India from time to time in the schedule, Constitution of India. (6) The Government shall not divert the fund allocated under these Sub-Heads except in exigent cases when there is unavoidable budget deficit. (7) All as may be allocated by the Central Government or the State for the General Council or the Village Council, the case may be, shall assigned to it and shall be credited to the ASSAM EXTRAORDINARY to the Council Fund; the case may be (8) The Village Council may borrow loans by local authorities may ratify approval of the Government loans for the purpose of Act, and create a sinking fund for the repayment of such loan, (9) The money to [the General Council Fund or the Village Council Fund] shall be applied to the expenses and costs incurred for the payment of cesses for carrying out (Yi) the purposes of this Act. (10) No payment to the Council Fund unless Council income and expenditure is covered by the budget grant : Provided that the (General Council or the Village Council) may make payment in advance of contracts for urgent works undertaken and (in emergency) required by the Government in the public interest under the:

decree a civil or o reicj" IIC cjamiaal coun again',} Council or the Villa pe Cot-incil as case and for such cay,es as vmay bc presci : i'! ovided ilia! such expelü(litunc chall be repor- ted to lhc General Cotliicil oc the Village Council) as the case nvay be, for taki{ii' such action under the pro- visions of this Acts as may appear to it to be fea- Sible for covering the umot:fil of such payments. (i i) Surplus -noom•ys standing at ihe credit of the (General Cocmcii oc Ille Viliage Council, as the case innv at the eud of the Financial Year 4 Ehall be in accordance such bye-law; as may be ruadc lb, the General Council, thia Ili' 1610 THB ASSAM GAZETTE, EXTRAORDINARY OCT. 30, 1995 Provided that no funds standing at the credit of the General Council or the Village Council, as the case may be, shall be lapsed but shall be carried over to the budget of the next financial years. (12) The General Council shall make bye-laws for the management of the General Council Fund and the Village Council Fund and for the procedure to be followed in respect of payment of money into the said funds, withdrawal of moneys therefrom, the cus- tody to the moneys therein and any other matter inci- dental thereto or connected therewith. (13) The accounts of the General Council and the Village Council shall be kept in such form and manner as may be prescribed in consultation with the Accountant General, Assam

62. Subject to the provisions of the Audit Comptroller and Auditor General's (Du- central ties,, Power and Conditions; of Service) Act, 11 of Act 56 1971 and the rules and the ofders made there- under, the audit of the accounts of the General Council and Village Council shall be entrusted by the Government to the Comptroller and Auditor General of India who may submit to Governor such report thereon as it may deem fit. The Government shall transmit the report to the General Council and the Village Councils for discussion and consideration. The General Council and the Village Councils shall return the report to the Government with comment of any, the Government shall lay such report along with the comments of the General Council and the Village Councils before the State Legislature. 63.(1) The General Council shall at such time Budget. and in such manner as may be prescribed prepare in each financial year a budget of its estimated receipts and THE ASSAM GAZETTE, EXTRAORDINARY, OCT. SO, 1995 1611 disbursements for the following financial years and submit it to the Government by November of current financial year. The Village Council also shall prepare its budget in the like manner and shall submit the same to the Genera! Council for consideration and onward transmission to the Government on or before the 1st October of the current financial year. (2) The Government may within such time may be prescribed. either approve the budget or re- turn it to the General Council or the Village Coun- cil concerned, as the case may be, for reconsidera- tion on the obqervations of the Government, if any. The General Council or the Village Council concerned as the case may be, shall thereupon resubmit the budget alongwith its Comments on the observation and if the approval of the Government upon such Submission or resubmission as tho case [may be, is not received by the General Council or the Village Councils as the case may be, the budget Sha!! be deemed to have been approved by the Goverr,ment. (3) No expenditure shall be incurred unless the budget of the Genertl Council as we!) as the budget of the Village Councils are either aporoved or deemed to have approved by the Government. CHAPTER—JX Miscellaneous 64. All the bye-laws, regulations rnade orders Effect passed and notification issued under this Act, by the bye-lev , etc. Genera! Coatci! or the Executive. Councilv or the Village Councils lhc case may be shall be subject to maintenance of security and safety of the State of Assam and Government shall have the powers to take such steps as may be deemed necessary for the purpose. Power 65. The Government shall have the General power issue in- to lime Lor the our- to issue pose of implementation of this 'sci. 1612 GAZETTE, EXTRAORDINARY, Protection fights ard interest o! on-tribr.l 66. Of the rig- citizenq and other ethenic gucups other than the his ei the Laiung community within the Arec as cxi- non-tribal and other qt at the cc nnnmencement of Ihis Act In matters literature, culture, partic.ining to tneir 'Q ncuage ethenic religion, cuqtoms and traditions, trade and Comm- groups. Erce. Industry, land, etc., shall be protected. (l) Subject to such restrictions as the 67. Pro perties situate in Government may impose all properties specified the C »un- below and situated in the Council Area shall vest cil Area in and belc ng to General Council, namely (a) all public buildings con tructed or main- ta;ned out of the general council fund. (b) all pu blic roads which have been const- ructed and maintained out of the General Council Fur.d and stones and er mat- erials there of and also trees, c rections, materials implements and things provided for such roads • (c) ail land cnd other proper lie' movable or immovable tran sferred to Lhe General Council by tie Government ; (d) such properties owned and controlled by the Municipality or the Panchayat as may be assigned to the General Council by the Government. Notwithstanding anything

contained in (2) sub-section (1) above all the properties specified in sub-section (1) and construction and maintenance of which has been done out of village council fund shall vest in and belong to the Village Council within the area in which the property is situated. (3) The properties vested under sub-section (1) or (2) above and all the properties which may become vested in the General Council as the case may be shall be under the management, direction and control of the General Council or the Village Council concerned as the case may be. THE ASSAM GAZETTE, 30. 1995 1613 Dissolution- 68. (1) The Governor may, if he is satisfied on receipt of a report or otherwise and in consultation with the Judicial Department of the Government, exercise that a situation has arisen in which the administration of the Council Area cannot be carried out in Village accordance with the provisions of the law for the time being in force or the general or the special instructions issued by the Government from time to time, by notification in the Official Gazette, dissolve the General Council, the Executive Council and the Village Councils before the expiry of the terms and assume to himself all or any of powers and functions of the General Council, the Executive Council and the Village Councils and declare that such powers and functions shall be exercised by such persons or authority as he may specify in this behalf for a period not exceeding six months at a time. (2) Every order made under sub-section (1) above shall be laid before the State Legislature for approval and unless approved by the State Legislature shall cease to operate on the expiry of thirty days from the date on which the Assam Legislative Assembly first sits after the issue of the orders.

69. When order of dissolution is made Effect of dissolution under Section 68, with effect from the date of order: (a) all the members of the General Council, the Executive Council and Village Councils shall vacate their offices, and (b) all powers, duties, functions of the General Council, the Executive Council and the Village Councils shall be exercised, discharged and performed by such authorities or persons as may be appointed by the Governor in this behalf. Special 70. The Government shall consult and give provision due regard to the views of the General Council before any law is made and implemented in the Council Area on the following subject namely— (i) the religious and social practice of the Lalung (Tiwa) Community 16141Hb ASSAM GAZETTE, EXTRAORDINARY. OCT. 30, 1995 (ii) the Customary laws and procedures of the Lalung (Tiwa) Community; (iii) Ownership and transfer of land within the Council Area. 71. Subject to the provisions of the law for the time being in force the General Council shall for services have the power to reserve jobs for the Scheduled Tribes within its jurisdiction. Members, 72. The Chief Executive Councillor, the Officers employees Executive Councillors, the President and the Vice President of the Village Councils shall be deemed to be public servants within the meaning of Section 21 of the Indian Penal Code. Validation 73. No act or proceedings of the General Council or the Executive Council or the Village Council as the case may be, shall be deemed to be invalid merely by reason of existence of any vacancy therein or any defect or irregularity in the constitution thereof. 74. No suit or other legal proceedings shall lie against the General Council or the Executive Council or the Village Council or any member or officer or employee thereof for anything done in good faith or intended to be done in pursuance of this Act, or any rules or by-law made thereunder. Interpretation

75. If any question arises as to the interpretation of this Act or the rules made thereunder the same shall be referred to the Government whose decision thereon shall be final. Removal 76. If any difficulty arises in giving effect to any provisions of this Act, the Government may, by order, do anything not inconsistent with the provisions of this Act as may appear necessary or expedient for the purpose of removing the difficulty. THE ASSAM GAZETTE, 1995 1615 Special status 77. The General Council shall, within the laws for the time being in force, take steps to protect the demographic complexion of the areas falling within its jurisdiction. Application 78. If any provision of the by-law made by the General Council is repugnant to any provision of the law made by the Legislature of the State of Assam, with respect to that matter then the State law, whether made before or after the law made by the Legislature of the State of Assam, shall to the extent of repugnancy prevail and the law made by the Legislature shall prevail. Power 79 (1) The Government may make rules providing matter which with any provision of this Act is required to be prescribed or to be provided for by rules. (2) Every rule made under this section shall be laid as soon as may be after it is made before the State Legislature, while it is in session [or a total period of fourteen days which may be comprised in one session or in two or more successive sessions and if before the expiry

of the session immediately following the session or the successive session aforesaid, the State Legislature agrees in making any modification in the rule or State Legislature agrees that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be. Provided however that any such modification or annulment shall be without prejudice to the validity of anything previously done under the rule. Transitional 80. The Government shall as soon as possible, take steps for the constitution of an Interim Lalung (Tiwa) Executive Council by nomination is constituted under until the General Council this Act. The Interim Executive Council shall, in addition, look after the duties of the village Councils till the same are constituted under this Act. 1616 THE ASSAM GAZETTE, EXTRAORDINARY, OCT. 30, 1995 Saving 81. Nothing in this Act shall affect the applications of any law, whether made before or after this Act, to the Council Area unless such law specifically provides for exclusion of the Council Area of such application. Explanation For the purpose, of this section 'Law' shall, include any enactment, Act, regulation, order, bye-law, rules, scheme, notification or other instrument having the force of law. Repeal & 82. (1) The Lalung (Tiwa) Autonomous Saving Council Ordinance, 1995 (Assam Ordinance No.—V of 1995) is hereby repealed. (2) Notwithstanding such repeal anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act. M. K. DEKA. Joint Secy. and i/c Secy. to the Govt. of Legislative Department. Assam Ordinance No, V 1995. Assam, GUWAHATI —Printed & the Dy. Director (P.&S.), Directorate of and Stu. Assam, Guwahati—ZZ (dx-Gazette)

