

la- 261] No. 261]	ubZ fnYyh] 'kqØokj] twu 17] 2016@T;s"B 27] 1938 NEW DELHI, FRIDAY, JUNE 17, 2016/JYAISTHA 27, 1938
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isa'ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k

vf/klwpuk

ubZ fnYyh 13 twu] 2016

isa'ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k ¼lsokfuo`fÜk lykgdkj½ fofu;e] 2016

Lka- ih,QvkjMh,@12@vkJth,y@139@1-&isa"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k] isa"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k vf/kfu;e] 2013 ¼2013 dk 23½ dh /kkjk 52 dh mi/kkjk 1dh ifBr mi/kkjk ¼2½ ds [kaM ¼c½ vkSj /kkjk 14 dh mi/kkjk ¼2½ ds [kaM ¼?k½ }kjk iznÜk "kfDr;ksa dk iz;ksx djrs gq,] fuEufyf[kr fofu;e cukrk gS] uker%

v;/k; 1

izkfEHkd

1-Lkaf{kIr 'kh"kZd vkSj izkjaHk -&¼1½ bu fofu;eksa dk laf{kIr uke isa"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k ¼lsokfuo`fÜk lykgdkj½ fofu;e] 2016 gSA

¼2½ ;s jkti= esa mudh izdk"ku dh rkjh[k dks izo`Ük gksaxsA

bu fofu;eksa dk mís"; Isokfuo`fÜk lykgdkj dh ik=rk] iathdj.k izfØ;k] "kqYd bR;kfn ds fy, :ijs[kk iznku djuk vkSj isa"ku lsDVj ds Øec) fodkl ds fy, Isokfuo`fÜk lykdj ds dk;Z{ks= vkSj nkf;Roksa dks ifjHkkf'kr djuk gSA

2-ifjHkk"kk,a & bu fofu;eksa esa tc rd lanHkZ ls vU;Fkk visf{kr u gks] %&

(i)^vf/kfu;e* ls isa"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k vf/kfu;e] 2013 ¼2013 dk 23½ vfHkizsr gS(

(ii)^dksbZ vU; isa"ku Ldhe* vf/kfu;e dh /kkjk 12 dh mi&/kkjk ¼1½ ds [kaM ¼[k½ esa mYysf[kr dksbZ vU; isa"ku Ldhe vfHkizsr gS(

(iii)^Lkaijh{kdk* ls ,slk O;fDr vfHkizsr gS] fldh fu;qfDRk daiuh vf/kfu;e] 2013 ds vuqPNsn 139 ds rgr gqbZ gks vFkok tks daiuh vf/kfu;e 1956 ¼1956 dk 1½ dh /kkjk 224 ds v/khu fdh daiuh ds ys[kkvksa dh laijh{kk djus ds fy, vfgZr gS(

(iv)^izkf/kdj.k* ls isas"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k vf/kfu;e] 2013 dh /kkjk 3 dh mi&/kkjk 1 ds varxZr LFkkfir isa"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k vfHkizsr gS(

(v)^v/;{k* ls izkf/kdj.k dk v/;{k vfHkizsr gS(

3089GI/2016 (1)

2	THE GAZETTE OF INDIA : EXTRAORDINARY	[PART III—SEC. 4]
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(vi)^dEiuh* ls dEiuh vf/kfu;e 2013 ds v/khu fuxfer vFkok daiuh vf/kfu;e] 1956 ¼1956 dk 1½ ds v/khu fojfr vkSj jftLV^ahd'r dksbZ bdkbZ vfHkizsr gS(

(vii)^vuqiky vf/kdkjh* ls Isokfuo`fRr lykgdkj ds izfrmRrjnk;h ,slk O;fDr vfHkizsr gS] vkSj ftls ml :Ik esa inkfHkfgr vkSj vf/kfu;e ds izko/kkuksa] izkf/kdj.k vFkok dsUnzh; ljdkj }kjk le; le; ij tkjh fd;s x;s fu;eks ;k fofu;eksa] vf/klwpukvksa] ekxZn"kZd fl)karksa] funsZ"kksa bR;kfn dk vuqiky fd;s tkus vkSj vfHknkrkvksa dh f'kdk;rks ds fujkdj.k dks ekuhVj djus dk mRrjnkf;Ro lkSaik x;k gS(

(viii)^Qhl vkSj “kqYd* ls jk’V^ah; isa”ku iz.kkyh ds v/khu e;/ofrZ;ksa }kjk izfrifnr dh tkus okyh Isokvksa ds fy, ikfjJfed ds :Ik esa ns; Qhl vkSj “kqYd vfHkizsr gS(

(ix)^lnL;* ls izkf/kdj.k ds v/; {k lfgr mlds lnL; vfHkizsr gS(

(x)^laHkkfor vfHknkrk* ls jk’V^ah; isa”ku iz.kkyh ds Hkkoh vfHknkrk vFkok vfHknkrkvksa dk lewg vFkok dksbZ laxBu ;k fuxe ;k fu;ksDrk] tks vius deZpkfj;ksa ds fy, jk’V^ah; is”ku iz.kkyh dks fdz;kfUor djus dh okaNk j[krk gks vFkok ,slh isa”ku iz.kkyh dks ykxw dj pqdk gks] vfHkizsr gS(

(xi)*Isokfuo`fÜk lykgdkj\*ls dksbZ ,slk O;fDr] iathd`r lk>snkj daiuh] fuxfer fudk;] vFkok dksbZ iathd`r U;kl vFkok laLFkk tks laHkkfor vfHknkrkvksa@vfHknkrkvksa vFkok vU; O;fDr;ksa vFkok O;fDr;ksa ds lewgksa vkSj tks fd bu fofu;eksa ds v/khu iathd`r gks] dks jk’V^ah; isa”ku iz.kkyh vFkok izkf/kdj.k }kjk fofu;fer vU; isa”ku ;kstuk ij lykg miyC/k djus ds fy, lfdz; :Ik ls vuqcaf/k gksus dh okaNk j[krk gks] vfHkizsr gS(

¼2½ bu fofu;eksa esa iz;qDr vkSj bu fofu;eksa esa ifjHkkf`kr u fd;s x;s fdUrq vf/kfu;e esa ifjHkkf`kr “kCnksa vkSj inksa dk ogh vFkZ gksxk tks Øe”k% mudk vf/kfu;e esa gSA

v/k; 2

Isokfuo`fÜk lykgdkj dk jftLV^ahdj.k

3-izek.ki= vuqnÜk fd;s tkus ds fy, vkosnu -&¼1½ bu fofu;eksa ds izkjaHk dh frfFk ls] Isokfuo`o`fÜk lykgdkj ds :Ik esa dk;Zjr vFkok ,slk dk;Z djus dh okaNk j[kus okyk vFkok {kerk /kkfjr dksbZ O;fDr] dEiuh vFkok fuxfer bdkbZ vFkok dksbZ iathd`r U;kl vFkok lkslk;Vh tks fd fdlh Hkh laHkkfor vFkok fojeku vfHknkrk dks] uohu [kkrrk [kksyus dks lqdj cukus vFkok fojeku vfHknkrkvksa dks lykgdkj Isok,a izLrqr djus ds mn~ns”; ds lkFk jk’V^ah; isa”ku iz.kkyh ¼4,uuh,l½ vFkok izkf/kdj.k }kjk fofu;fer dksbZ vU; isa”ku Ldhe ij fyf[kr vFkok ekSf[kd fdlh Hkh jhfr esa Isokfuo`fr lykgdkj ds :Ik esa lykg iznku vFkok izlkfjr djus dh okaNk j[krk gks] Isokfuo`fÜk lykgdkj ds :Ik esa dk;Z djus ds fy, izkf/kdj.k ls] tSlk bu fofu;eksa esa fufnZ`V gks] jftLV^ahdj.k izek.k i= vfHkizkIr dj ldsxA

¼2½ jftLV^ahdj.k izek.k i= vuqnRr fd;s tkus dk vkosnu bu fofu;eksa dh vuqlwph 2 esa fofufnZ`V jhfr esa vizfrns; vkosnu Qhl ds lank; ds lkFk] izFke vuqlwph esa fofufnZ`V izi= ^d* esa fd;k tk,xkA

4-jftLV^ahdj.k ls NwV -&¼1½ fuEu O;fDr;ksa vFkok laLFkkvksa dks bu fu/kkZfjr “krksZa ds v;/khu fofu;e 3 ds varxZr jftLV^ahdj.k izek.k i= vfHkizkIr djuk visf{kr ugha gksxk tks%

¼d½ izkf/kdj.k }kjk fofu;fer dksbZ e;/orhZ vFkok laLFkk dks

¼k½ mi fofu;e 2 ds varxZr ;Fkk fofufnZ`V laLFkk ds vfrfjDr dksbZ vU; laLFkk ftls izkf/kdj.k }kjk fofufnZ`V fd;k tk lds

¼2½ mu O;fDr;ksa vFkok laLFkkvksa dks fofufnZ`V “krksZa dh lar`flr ds v;/khu jftLV^ahdj.k izek.k i= vfHkizkIr djuk visf{kr ugha gksxk tks fd

¼d½ fdlh odhy] vf/koDRkk vFkok fof/k dEiuh] tks vius fof/kd vuq”khyu ds laca/k esa vius xzkgdksa dks Isokfuo`fRr lykg miyC/k djks gSa

¼k½ baLVhV~;qV vkWQ pkVZMZ vdkmaVl vkWQ bafM;k] baLVhV;qV vkWQ dEiuh lsdV^aht vkWQ bafM;k] baLVhV;qV vkWQ dkWLv ,.M odZl vdkmaVl vkWQ bafM;k] baLVhV;qV vkWQ ,Dpqfjt vkWQ bafM;k vFkok dksbZ vU; O;olkf;d bdkbZ ftls izkf/kdj.k }kjk fufnZ`V fd;k tk lds] dk dksbZ lnL;] tks vius xzkgdksa dks viuh O;olkf;d Isokvksa ds laca/k esa Isokfuo`fRr lykg iznku djrk gksA

¼x½ dksbZ vU; bdkbZ ftls izkf/kdj.k }kjk fufnZ`V fd;k tk ldsA

¹ Hkkx IIIμ[k.M 4°	Hkkjr dk jkti=k % vlk/kj.k	3
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ijUrq ;g fd ,slk O;fDr vFkok bdkbZ bu fofu;eksaesa ;Fkk fofufnZ’V lkekU; ck/;rk ¼vksa½ vkSj mÜkjnkf;Roksads vuqikyus ls vke)dj jgsxk vkSj fdlh Hkh izdkj ds O;frØe tSlk bu fofu;eksa esa miyC/k gS] ds fy, iw.kZ:Ik ls mÜkjnk;h gksxk] bl ckr ds gksrs gq, Hkh fd ,sls O;fDr;ksa ;k laLFkkvksa us bu fofu;eksa ds varxZr dksbZ jftLV^ahdj.k izek.ki= izkIr ugha fd;k gS ;k mUgsa vuqnRr ugha fd;k x;k gSA

5-lwpukvksa] LiVhdj.kksa dk fn;k tkuk vkSj O;fDrx izLrqfrdj.k -&¼1½izkf/kdj.k] vkosnd ls fofu;e 3 ds mi fofu;e 2 ds varxZr fd;s x;s vkosnu ds fuiVkj ds iz;kstu gsrq lsokfuo`fÜk lykg lsokvksa ls tqM+s fo`k;ksa ds ckjs esa dksbZ vfrfjDr lwpuk ;k Li`Vhdj.k nsus dh vis{kk dj ldsxkA

¼2½ vkosnd ;k mldk izkf/kd`r izfrfuf/k] jftLVhdj.k ds lalk/ku vkSj vuqnku vFkok NwV] tks Hkh ykxw gks] ds lanHkZ esa];fn ,slh vis{kk dh tk;s] O;fDrx vH;kosnu ds fy, izkf/kdj.k ds le> mifLFkr gksxkA

6-vkosnu ij fopkj fd;k tkuk vkSj ik=rk ekunaM -&izek.k i= vuqnRr fd;s tkus ds iz;kstu gsrq izkf/kdj.k] ,sls lHkh fo`k;ksa dks /;ku esa j[ksxk] tks jftLV^ahdj.k izek.k i= vuqnRr fd;s tkus ls lacaf/kr gSa vkSj ftuesa eq[;r% fuEu “kkfey gSa %&

¼d½ D;k vkosnd pkgos og ,d O;fDr] fuxfer fudk; vFkok ,d jftLV^ahd`r Lkk>snkj QeZ vFkok laLFkk vFkok U;k] gks] ykxw fof/k ds varxZr iathd`r gS(

¼k½ D;k vkosnd tks fd ,d fuxfer fudk; gS] vkosnd ds lHkh vH;kosnd tks fd lsokfuo`fÜk lykg miyC/k djks gSa] fofu;e 7 esa ;Fkk fofufnZ’V iw.kZ :is.k ;ksX; gSa vkSj izkekf.kd gSa(

¼x½ D;k vkosnd LokfeRo izfr`Bku] dEiuh] lhfer mikns;rkvksa okyh lk>snkj ;k laLFkk ;k U;k] LokfeRokf/kdkjdksa vFkok lHkh i.k/kkfj;ksa ;k U;kfl;ksa dh egqyrk ;k U;k] ds lnL; tks lsokfuo`fÜk lykg nsus esa izo`Ük gSa] fofu;e 7 esa ;Fkk fofufnZ’V vgZd vkSj izkekf.kd gSaA

¼?k½ D;k vkosnd ds ikl ,d lsokfuo`fÜk lykdj ds dk;Zdykiksa dk izHkko”kkyh fuoZgu djus ds fy, Ik;kZIr vko”;d ccfu;knh <kap k gSA

¼M-½ D;k vkosnd ;k vkosnd ls izR;{k vFkok vizR;{k :Ik ls laca/k j[kus okys fdlh O;fDr dks izkf/kdj.k }kjk iwoZ esa e/orhZ ds :Ik esa ;k fdlh dk;kZsa ds laca/k esa izek.k i= fn;s tkus dks ukeatwj fd;k x;k gS ;fn gks rks ml bUdkj ds D;k dkj.k FksA

¼p½ D;k vkosnd] mlls izR;{k ;k vizR;{k :Ik ls laca/k j[kus okys fdlh O;fDr] laLFkk ds fo:) izkf/kdj.k ;k fdlh fofu;ked izkf/kdj.k ;k fdlh ljdkjh foHkx ;k fdlh foRrh; {ks= dh laLFkk ;k fdlh O;olkf;d bdkbZ ;k laLFkku }kjk lacaf/kr vf/kfu;e] fu;eksa ;k mlds v/khu cuk;s x;s fofu;eksa ds varxZr fiNys ikap o`kksZa esa dksbZ vuq”kklukRed dkjZokbZ ;k dksbZ vU; dkjZokbZ dh xbZ gS ;k ,slk vkosnu fd;s tkus vFkok O;fDr dks fiNys ikap o`kksZa esa fdlh U;k;kf;d vnkyr }kjk fdlh vkfFkZd vij/k] ftlesa uSfrd vn~;erk varoZfy gks] ds fy, nks`kfl) fd;k x;k gS(

¼N½ dksbZ vU; ekinaM ftls izkf/kdj.k }kjk vf/klwfr fd;k lds] tSlk fd og vfHknkrkvksa ds fgr esa mfpr le>sA

7-Ikk=rk vkSj izek.khdj.k vis{kk -&

¼d½ Lsokfuo`fÜk lykg nsus dk izLrko djus okys O;fDr] LoRo/kkj] lk>snkjksa] U;kfl;ksa] bu fofu;eksa ds varxZr jftLV<sup>a</sup>hd`r lsokfuo`fÜk lykgdj ds izfrfuf/k;ksa] lnL;ksa dks gj le; U;wure vgZrk,a tks fd fdlh Hkh ek/e esa Lukrd gS] cuk;s j[kuk gksxk] vkSj

¼k½ O;fDr vkSj LoRo/kkj] lk>snkj] U;kfl;ksa] lsokfuo`fÜk lykgdjksa ds izfrfuf/k vkSj lnL; ;g lqfuf`pr djsaxs fd lsokfuo`fr lykg dk izLrko djus okys lHkh O;fDr;ksa ds ikl] gj le; ij izkf/kdj.k }kjk vf/kd`r laLFkku ls lsokfuo`fÜk ;kstuk fuekZ.k ;k lsokfuo`fÜk ijke”kZ lsokvksa ij os/k izek.ki= gksA

ijUrq ;g gS fd ,slk izek.k i= fuEu ekeyks esa vfuok;Z ugha gksxk %

¼1½ Hkkjrh; izfrHkwfr cksMZ ds lkFk] mlds vius fofu;eksa ds varxZr jftLV^ahd`r fdlh fuos`k lykgdkj ds ekeys esa
¼ii½ fdlh izekf.kd foUkh; ;kstukdj ¼lh,Qih½ ;k lg foUkh; ;kstukdj ¼,,Qih½ &Qkbusafly Iyxfuax LVSaMMZI
cksMZ bafM;k ¼,Qih,lch bafM;k½ }kjk fn;s x;s Isokfuo`fUk ;kstuk izek.khdj.k@.kksa ds ekeys esaA
¼iii½ Ikzkf/kdj.k }kjk fofufnZ`V dksbZ vU; ekeyk

ijUrq ;g vkSj fd izek.khdj.k vis{kkvksa ds vuqiky ds lkFk fujarjrk lqfuP`pr djus ds fy, fujarj O;olkf;d f`k{kk iw.kZ
djus ij vf/kd`r laLFkku ls izek.khdj.k dh oS/krk vuoflr gksus ls iwoZ u;k izek.khdj.k ;k fo|eku izek.khdj.k dk
uohuhdj.k izklr djuk gksxkA

4	THE GAZETTE OF INDIA : EXTRAORDINARY	[PART III—SEC. 4]
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8-izfrHkwfr fu{ksi tek-&¼i½ Isokfuo`fUk lykgdkj tks fd ,d fuxfer fudk; ;k lk>snkjh dEiuh ;k dksbZ jftLV<sup>a</sup>hd`r
U;kl ;k laLFkk gS] viuk dkjekj izkjaHk djus ls iwoZ jftLV^ahdj.k ds le; :Ik;s ,d yk[k dh cSad fu{ksi ;k fu`iknu
xkjaVh ds :Ik esa lqj{kk jkf`k izkf/kdj.k dks tek dj,xkA ;g izfrHkwfr fu{ksi@xkjaVh jftLV^ahdj.k dh okLrfod ;k
ubZ vof/k vuqnRr gksus ds mijkar N% ekg dh vof/k rd oS/k jgsxkA ,slk izfrHkwfr fu{ksi ;k xkajVh fdlh vuqlwfr
okf.kfT;d cSad }kjk tkjh dh tk,xh vkSj tgka dksbZ cSad Isokfuo`fUk lykgdkj dh Isokvksa dk izLrko djrk gS] rks
izfrHkwfr fu{ksi fdlh vU; vuqlwfr okf.kfT;d cSad ds }kjk fuxZfer dh tk,xhA

¼ii½ Isokfuo`fUk lykgdkj tks fd dksbZ O;fDr ;k LokfeRo izfr`Bku dk ekfyd gS] viuk dkjekj izkjaHk djus ls iwoZ
jftLV^ahdj.k ds le; :Ik;s nl gtjk dh cSad fu{ksi ;k fu`iknu xkjaVh ds :Ik esa lqj{kk jkf`k izkf/kdj.k dks tek dj,xkA ;g
izfrHkwfr fu{ksi@xkjaVh jftLV^ahdj.k dh okLrfod ;k ubZ vof/k vuqnRr gksus ds mijkar N% ekg dh vof/k rd oS/k
jgsxkA Ikzkf/kdj.k }kjk fofufnZ`V le;lhokj vf/kof/kZr u gksus rd] ;fn ,slk tek izklr ugha gskrk gS rks jftLV^ahdj.k ji
gksuk nk;h gksxkA

9- jftLV^ahdj.k izek.ki= vuqnRr fd;k tkuk -& izkf/kdj.k }kjk larqf`V gksus ij fd vkosnd fofu;e 6 esa ;FkkfofufnZ`V
vis{kkvks dh larqf`V vkSj vuqiky djrk gS bl vk`k; dh lalwpuk vkosnd dks Hkstsxk vkSj nwljh vuqLkwph esa
fofufnZ`V jftLV^ahdj.k@uohuhdj.kQhl ds lank; dh izklr gksus ij ,sls jftLV^ahdj.k ds fuca/kuksa vkSj “krksZa ds
vuqiky ds vuqlj.k ds v;/khu] izFke vuqlwph ds varxZr ;Fkk fofufnZ`V iz:Ik [k esa jftLV^ahdj.k izek.k i= vuqnRr
djsxkA

10- izek.k i= dh fof/kekU;rk dh vof/k -&fofu;e 9 ds varxZr vuqnRr jftLV^ahdj.k izek.k i=] bls tkjh fd;s tkus dh
frfFk ls rhu o`kZ dh vof/k ds fy, fof/kekU; jgsxkA

11- izek.k i= dk uohuhdj.k -& ¼1½ izek.k i= dh fof/kekU;rk vof/k ds volku ls rhu ekg iwoZ] Isokfuo`fUk lykgdkj
;fn ,slh okaNk djsa] jftLV^ahdj.k izek.ki= ds uohuhdj.k dks vuqnRRk fd;s tkus ds fy, izi= d esa vkosnu dj ldrk gSA

¼2½ mi fofu;e 1 ds varxZr uohuhdj.k gsrq fd;s x;s vkosnu ij mlh jhfr esa fopkj fd;k tk,xk ftl izdkj fofu;e 3 ds mi
fofu;e ¼2½ ds varxZr izek.k i= vuqnRr fd;s tkus ds fy, fd;s x;s vkosnu ij fd;k tkrk gSA

ijUrq ;g fd gkykafd izkf/kdj.k] okLrfod vof/k ds nkSjku Isokfuo`fUk lykgdkj ds dk;Z fu`iknu] [kksys x;s u;s
[kkrksa lfgr] ij Hkh fopkj dj ldrk gSA

¼3½ mi fofu;e ¼1½ esa fofufnZ`V le;kof/k ds Hkhrj uohuhdj.k gsrq vkosnu izklr ugha gksus ds ekeys esa]
izkf/kdj.k }kjk] ,sls vkosnu ij izkf/kdj.k }kjk fofufnZ`V foyEc Qhl ds lkFk izklr gksus ij fopkj fd;k tk ldrk gSA
uohuhdj.k ds fy, dksbZ Hkh vkosnu] fo|eku jftLV^ahdj.k dh rkjh[k dh volku frfFk ls ,d lkS vLlh fnuksa dh vof/k ds
Ik`pkr Lohdkj ugha fd;k tk,xkA

¼4½ fo|eku lsokfuo`fÜk lykgdkj dks izkf/kdj.k ls ,slk uohuhdj.k vuqnRr djokus dk dksbZ fo”ks’kkf/kdkj ugha gksxkA

¼5½ izkf/kdj.k]fn og mfpr le>s] uohuhdj.k ds le; fdlh fo|eku lsokfuo`fÜk lykgdkj dks ys[kc) fd;s tkus okys dkj.kksa ls] fdlh ik=rk laca/kh fuca/kuksa dk lek/kku djus ls NwV ns ldrk gS vkSj ,slh NwV dks fdlh izdkj ds fuca/kuksa ds lfgr ;k fcuk vuqnRr fd;k tk ldsxkA

12- izek.k i= vuqnRr fd;s tkus ls badkj djus dh n’kk esa izfØ;k -&¼1½ fofu;e 3 ds varxZr fd;s x;s vkosnu ij fopkj djus ds lk”pkr] ;fn izkf/kdj.k dh ;g jk; gS fd vkosnd dks izek.k i= ugha fn;k tkuk pkfg,] mlds }kjk ys[kc) fd;s tkus okys dkj.kksa ls vkosnu dks ukeatwj fd;k tk ldsxkA vkosnu ukeatwj fd;s tkus ls iwoZ izkf/kdj.k vkosnd dks fofufnZ’V le;lhkek ds Hkhrj dfe;ksa dks nwj djus dk ;Fkksfpr volj iznku dj ldrk gSA

¼2½ izkf/kdj.k }kjk vkosnu dks ukeatwj fd;s tkus ds fu.kZ; dh lalwpuk vkosnd dks ,slk fofu”p; fd;s tkus ds rhl fnuksa ds vi”pkr nh tk,xhA

¼3½ tgka izkf/kdj.k }kjk uohuhdj.k izek.ki= gsrq fd;s x;s vkosnu dks ukeatwj dj fn;k tkrk gS vkosnd izkf/kdj.k }kjk jftLV”hd`r lsokfuo`fRr lykgdkj ds :Ik esa dk;Z djus ls izfojr jgsxkA

ijUrq ;g fd bu fofu;eksa esa ,slk dqN Hkh varZfofyr ugha gS tks fof/k ds v/khu vkosnd dks mlls tqM+s vfHknkrkvksa ds laca/k esa mldh ns;rkvksa dks izHkkfor djsxkA

13- izek.k i= dh `krZsa -&fofu;e 9 ds varxZr vuqnRr dksbZ jftLV”hdj.k izek.ki= fuEufyf[kr “krksZa ds v;/khu gksxk %&

¼d½ lsokfuo`fRr lykgdkj vf/kfu;e vkSj bu fofu;eksa ds izko/kkuksa vkSj jk`V”h; isa”ku iz.kkkyh ds oSf”k`V; ls vkc)dj jgsxkA

¼[k½ lsokfuo`fRr lykgdkj ;fn izkf/kdj.k dks iwoZ esa fn;s x;s egRoiw.kZ fooj.kksa esa ls fdlh tkudkj vFkok fooj.k dks feF;k ;k Hkzked ikrk gS vFkok iwoZ esa nh xbZ fdlh tkudkj esa dksbZ egRoiw.kZ ifjorZu gksrk gS] bldh vfoyEc lwpuk izkf/kdj.k dks fyf[kr :Ik esa nsxkA

¼Xk½ lsokfuo`fRr lykgdkj vius uke ds lkFk ^lsokfuo`fRr lykgdkj* “kCn dks lefo`V djsxkA

¹Hkkx IIIµ[k.M 4º	Hkkjr dk jkti=k % vlk/kj.k	5
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¼2k½ ijUrq ;g fd ;g ;fn lsokfuo`fRr lykgdkj dh lsok ,d i`Fkd :Ik ls vfHkKs; foHkkx ;k izHkkx ;k ,d v/khuLFk ds }kjk miyC/k djkbZ tk jgh gS rks ,slk i`Fkd foHkkx ;k izHkkx ;k v/khuLFk vius uke ds lkFk ^ lsokfuo`fRr lykgdkj* “kCn lekfo`V djsxkA

14- jftLV”hdj.k izek.ki= dk fuyEcu vkSj jidj.k fd;k tkuk -&lsokfuo`fÜk lykgdkj dks iznku fd;k x;k jftLV”hdj.k izek.ki= fuEufyf[kr ekeyksa eas fuyfEcr] ji] lagj.k ;k okil fy;k tkuk ] tSlk Hkh ekeyk gks] gksuk nk;h gksxk vFkkZr ;fn lsokfuo`fÜk lykgdkj % &

¼d½ fdlh ,slh “krksZa dk ikyu djus esa vlQy jgrk gS ftlds vk/kkj ij mls iathdj.k izek.k i= iznku fd;k x;k gS(

¼[k½ isa”ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k vf/kfu;e] 2013] mlds v/khu cuk;s x;s fofu;eksa ds fdUgh mica/kksa vkSj izkf/kdj.k }kjk le;≤ ij tkjh ,sls vU; ekxZn”kZd fl)karks ;k funsZ”kksa dk mYya?ku djrk gS ;k (

¼Xk½lsokfuo`fÜk lykgdkj ds dk;Zikyu ls lacaf/kr izkf/kdj.k }kjk ;Fkksvisf{kr dksbZ lwpuk nsus esa vlQy jgrk gS

¼?k½ izek.k i= vfHkizkIr djus gsrq fn;s x;s vkosnu esa vLR; ;k xyr tkudkj nsrk gS ;k egRoiw.kZ tkudkj fNikrk gS ;k izdV djus esa foQy jgrk gS(

¼M½ izkf/kdj.k }kjk ;Fkk viskf{kr vkof/kd foojf.k;ka izLrqr ugha djrk gS(

¼p½ vfHknkrkvksa dh f"dkd;rkksa dk fujkdj.k djus esa vlQy jgrk gS ;k blds laca/k esa izkf/kdj.k dks lek/kkuizn :Ik esa mÜkj nsus esa vlQy jgrk gS(

¼N½ izkf/kdj.k }kjk vk;ksftr fdll tkap esa lg;ksx ugha djrk gS(

¼Tk½ vfHknkrkvksa ds fgrksa ij izfrdwy izHkko Mkyus ;k muds fgrksa;k lkoZtfud fgrds fo:) jhfr esa dk;Z djrk gS ;k jk'Vªh; isa"ku iz.kkkyh ds Øfed fodkl dks izlkfjr ugha djrk ;k mDr ;kstuk dk mYya?ku djrk gSA

¼>½ ;fn mlds fo:) fdll vfHkdj.k ;k izkf/kdj.k us diV ;k foRrh; vuqfpr O;ogkj ds laca/k esa dksbZ tkap izkajHk dh gks ;k mlds fo:) fdll fofu;ked bdkbZ ;k ljdkj }kjk vojks/kd] oftZr] vfHkfu'ks/kkRd ;k bl izd'fir dk dksbZ vkns"k fn;k x;k gks ;k ml ij U;k;kf/kdj.k }kjk vkfFkZd vij/k ;k ftlesa uSfrd v/kerk "kkfey gS ds fy, nks'kfl) fd;k x;k gksA

¼'½ dk;Z ;k yksiksa ls lacaf/kr dksbZ vU; xfrfof/k;ka ftls izkf/kdj.k }kjk vf/klwpuk ;k ifji= ;k ekxZn"kZd fl)karksa ds ek/e ls fofufnZ'V fd;k tk ldsA

15- Isokfuo`fÜk lykgdkj }kjk /kkfjr dh tkus okyh Qhl -& ¼1½ Isokfuo`fÜk lykgdkj jk'Vªh; isa"ku iz.kkkyh esa "kkfey gksus gsrq Isokfuo`fÜk lykg vkSj lqfo/kk miyC/k dj;sxk vkSj jk'Vªh; isa"ku iz.kkkyh ds varxZr vuqorhZ Isokvkksa dks vfHkizkIr djus esa lg;rk djsxkA Isokfuo`fÜk lykg] ;kstuk esa cus jgus vkSj vuqorhZ Isokvkksa ;k ysu&nsu ds fy, Isokfuo`fÜk lykgdkj] izkf/kdj.k }kjk fofufnZ'V fd;s tk ldus okys vf/kdre "kqYd ds v;/khu Qhl izHkkfjr dj ldsxkA

jk'Vªh; isa"ku iz.kkkyh ds varxZr ,d laHkkfor vfHknkrk dks "kkfey djus ds fy, mifj lhek ,d lkS chl :Ik;s gksxh ftlesa izkf/kdj.k }kjk le;≤ ij la"kkks/ku fd;k tk ldsxk vkSj izkf/kdj.k }kjk ;Fkksfpr ifji=@ekxZn"kZd fl)karksa@funsZ"kksa ds fuxZe ds ek/e ls fofufnZ'V fd;k tk ldsxkA vkWu cksfMZax Qhl dk Hkqxrku dsoy iathdj.k izfØ;k ds iw.kZ gksus@vfHknkrk ds vkWuMksMZ gksus vkSj O;f'Vd isa"ku [kkrk ds l'tu ds lk"pkr vkns; gksxkA

fdll izdkj dh vuqorhZ Isokvkksa ds fy,] O;fDrx Isokfuo`fÜk lykgdkj] izfr laO;ogkj ij chl :Ik;s ;k vf/kdre lkS :Ik;s okf"kZd] ftlesa izkf/kdj.k }kjk le;≤ ij] bl laca/k esa tSlk fd ;Fkksfpr vf/klwpukvkksa] ekxZn"kZd fl)karksa]ifji=kksa ;k funsZ"kksa ds ifjfuxZe ds ek/e ls fofufnZ'V fd;k tk lds] la"kkks/ku fd;k tk ldsxk] dks izHkkfjr djus dk gdnkj gksxkA

¼2½ ,d laHkkfor vfHknkrk ;k vfHknkrk ;k lewg ;k la;qDr vfHknkrkvksa ds ,d oxZ dks lykg iznku dj jgs Isokfuo`fÜk lykgdkj tks fd ,d O;fDr ;k ,d dEiuh ;k fuxfer fudk; ;k dksbZ vU; laLFkk gS] tSlk fd izkf/kdj.k }kjk ;Fkksfpr vf/klwpukvkksa] ekxZ n"kZd fl)karksa] ifji=kks ;k fdll vU; funsZ"kksa ;fn dksbZ gks ds fuxZe ds ek/e ls fofufnZ'V dh tk ldus okyh mifj lhek ds v;/khulykgdkj "kqYd izHkkfjr dj ldrk gSA

,sls ekeyksa e]sa Qhl] Isokfuo`fÜk lykgdkj vkSj laHkkfor vfHknkrk@vfHknkrkvksa ds chp fyf[kr dj;ksa ds vuqlkj vkns; gksxhA blds vfrfjDr] ,d Isokfuo`fÜk lykgdkj ;g lqfuf'pr djsxk fd izLrqr Isokvkksa ds fy, vfHknkrkvksa ds lewg lfgr laHkkfor vfHknkrk@vfHknkrkvksa ls izHkkfjr dh tkus okyh Qhl mfpr] rdZlaxr vkSj lEes; gSA

Ikznku dh xbZ Isok ds fy, LkadfyR lHkh izHkkjksa vkSj Qhl dks Isokfuo`fÜk lykgdkj }kjk mi;qDr izkfIr;ka tkjh dj lE;d :Ik ls vfHkLohd'r fd;k tk,xkA

6	THE GAZETTE OF INDIA : EXTRAORDINARY	[PART III—SEC. 4]
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16- Lksokfuo`fÜk lykgdkj dh fuxjkuh ds fy, fudk; ;k fuxfer fudk;-&

¼1½ Lksokfuo`fÙk lykgdkj ds fdz;kdykiksa dh fuxjkuh ds iz;kstukFkZ izkf/kdj.k fdlh fudk; ;k fuxfer fudk; dks vfHkKkr dj ldrk gSA

¼2½ Ikz kf/kdj.k] ,sls fudk; ;k fuxfer fudk; dks Lohd`fr vuqnÙk fd;s tkus ds le; ,sls fudk; ;k fuxfer fudk; dks ,sls fuca/kuksa vkSj “krksZa tSlk fd izkf/kdj.k }kjk fofufnZ`V fd;k tk lds] Isokfuo`fÙk lykgdkj ds Ik;Zos{k.k vkSj iz”kklu izR;k;ksftr dj ldrk gSA

¼3½ izkf/kdj.k ;g fofufnZ`V dj ldrk gS fd dksbZ Hkh O;fDr Isokfuo`fÙk lykgdkj ds :Ik esa rc rd dk;Z ugha dj ldrk tc rd fd og fdlh vfHkKkr fudk; ;k fuxfer fudk; dk lnL; u gks vkSj ,sls ekeys esa ,sls fudk; ;k fuxfer fudk; ds bu fofu;eksa vkSj mi fof/k;ksa ;k vuqPNsnksa ds mica/k ,sls Isokfuo`fÙk lykgdkj ij vko”;d ifjorZuksa ds lkFk ykxw gksaxsA

v;k; AAA

lkekU; nkf;Ro vkSj mÙkjnkf;Ro

17- lkekU; nkf;Ro -&

¼d½,d Isokfuo`fÙk lykgdkj vius vfHknkrkvksa@laHkkfor vfHknkrkvksa ds ens fo”oluh; {kerk ds lkFk dk;Z djsxk vkSj lHkh izdkj ds fgr la?k`kZ tks Hkh vkSj tc dHkh Hkh mRiUu gks] dks Li`V djsxkA

¼k½ ,d Isokfuo`fÙk lykgdkj laHkkfor vfHknkrkvksa dks Isok,a miyC/k djkus gsrq iathd`r mifLFkfr vfLrRo ds lkFk xBtkSM+ dj ldrk gSA Isokfuo`fr lykgdkj dks ,sls O;oLFkkiu djus esa mifLFkfr vfLrRo dh la;k ij fdlh izdkj dk dksbZ izfrc/k ugha gksxk ijUrq ;g fd ,slk djus ls vfHknkrkvksa ds fgr] izfrdwy :Ik ls izHkkfor u gksrs gksaA

¼Xk½ Lksokfuo`fÙk lykgdkj }kjk jk`V`h; isa”ku iz.kkyyh ¼,uih,½ ;k izkf/kdj.k }kjk fofu;fer vU; isa”ku ;kstuk] ftlds laca/k esa lykg nh tkrh gS] ds vfrfjDr laHkkfor ;k vfHknkrk ftls lykg nh xbZ gS dks NksM+dj fdlh vU; O;fDr dh vksj ls fdlh {kfriwfrZ ;k ikfjJfed ;k fdlh vU; iz:Ik ij fopkj ugha djsxkA

¼?k½ Isokfuo`fÙk lykgdkj vfHknkrk ds isa”ku [kkrs esa fuos”k ;k va”knku djus gsrq Isokfuo`fÙk lykgdkj dh {kerk dh :Ik esa fdlh izdkj dh jk”k dk ladyu ugha djsxkA

¼¾½ Isokfuo`fÙk lykgdkj laHkkfor vfHknkrk ;k vfHknkrk dks iathdj.k gsrq jftLV`hdj.k izi=] fudkl izi=] fofHkUu vU; izi= visf{kr mikarj.k ;k O;fDrxr eq[; fooj.kksa] mifLFkfr vfLrRo] isa”ku fuf/k] fuos”k fodYi esa ifjorZu vkSj jk`V`h; isa”ku iz.kkyyh ;k vU; isa”ku ;kstukvksa ds v/khu lacaf/kr vU; xfrfof/k;ksa ds laca/k esa alykg nsxkA

¼p½ Isokfuo`fÙk lykgdkj vfHknkrk dks vkof/kd vk/kkj ij isa”ku fuf/k;ksa ds dk;Zizn”kZu] v/khuLFk vkfLr iksVZQksfy;ks ] ,u,oh] lkekU; foRrh; cktkj :>ku ;k vU; lqlaxr tkudkjh bZ esy] lwpuki=ksa ;k fofufnZ`V ek;/eksa ds }kjk miyC/k dj;sxkA

¼N½ Isokfuo`fÙk lykgdkj vfHknkrk dks fofHkUu uhfr;ksa ,oa izkf/kdj.k }kjk tkjh ekxZn”kZd fl)karksa] ;k jk`V`h; isa”ku iz.kkyyh U;kl lfgr] jk`V`h; isa”ku iz.kkyyh ds varxZRk e;/ofrZ;ksa ls lacaf/kr vU; tkudkjh dks ,d vkof/kd vk/kkj ij miyC/k dj;sxkA

¼Tk½ ,d Isokfuo`fÙk lykgdkj viuh vU; xfofof/k;ksa vkSj ,d Isokfuo`fÙk lykgdkj ds :Ik esa mldh xfrfof/k;ksa ds e;/ Ik;kZIr varj cuk;s j[ksxkA

¼>½ ,d Isokfuo`fÙk lykgdkj tks fd Isokfuo`fÙk lykgdkjh; Isok ds vfrfjDr Hkh vU; xfrfof/k;ksa esa “kkfey gS ;g lqfuf”pr djsxk fd mldh Isokfuo`fÙk lykg Isok,a mldh lHkh vU; xfrfof/k;ksa ls Li`V :Ik ls i`Fkd jgsA

¼’½ Lksokfuo`fÙk lykgdkj ;g lqfuf”pr djsxk fd vU; xfrfof/k;ksa ds lkFk Isokfuo`fÙk lykgdkj dh xfrfof/k;ksa ds fgrksa ds la?k`kZ ds fdlh ekeys esa] ,sls fgrksa ds la?k`kZ ds ckjs esa laHkkfor vfHknkrkvksa ;k vfHknkrkvksa igys gh lqLi`V djsxkA

¼V½- Isokfuo`fÜk lykgdkj vius laHkkfor ;k vfHknkrksa dh xksiuh; tkudkj] tks mlds laKku esa vk;h gks] feuk laHkkfor ;k vfHknkrk dh vuqefr ds] flok; fd ,slk izdVhdj.k fd;k tkuk izpfyr fdlh dkuwu ds vuqiky ds rgr visf{kr gks] ds vfrfjDr izdV ugha djsxkA

¼B½ ,d Isokfuo`fÜk lykgdkj izkf/kdj.k }kjk le; le; ij ;FkkfufufnZ`V ^ vius xzkgd dks tkus* izfØ;k dk vuqiky djsxkA

¼M½ Isokfuo`fÜk lykgdkj izkf/kdj.k }kjk fofufnZ`V vkpkj lafgrk ls vkc)dj jgsxkA

¼<½ Isokfuo`fÜk lykgdkj daiuh fu;a=.k esa ifjorZu ds ekeys esa le;c) lwpuk izkf/kdj.k dks nsxkA

¼.k½ Isokfuo`fÜk lykgdkj lwpuk ;k fjiksVksaZ dks tSlk izkf/kdj.k }kjk le; le; ij fofufnZ`V fd;k tk;s] izkf/kdj.k dks nsxkA

¹Hkkx IIIµ[k.M 4º	Hkkjr dk jkti=k % vlk/kj.k	7
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¼r½ Isokfuo`fÜk lykgdkj dk ;g nkf;Ro gksxk fd og lqfuf`pr djs fd mlds izfrfuf/k vkSj lk>snkj] lHkh le; ij izkf/kdj.k }kjk ;Fkk fofufnZ`V izek.khdj.k vkSj vgZrk laca/kh vis{kkvksa ds vuqiky dks] tSlk ykxw gks] dk vuqiky djsaxsA

18- dk;Z{ks=-& ,d Isokfuo`fÜk lykgdkj }kjk fuEu d`R;ksa dks fd;k tk,xk %

¼i½ jk`Vªh; isa”ku iz.kkyh vkSj izkf/kdj.k }kjk fofu;fer vU; isa”ku ;kstukvksa ds laca/k esa tkx:drk iSnk djuk Isokfuo`fÜk lykgdkj dk lels egRoiw.kZ nkf;Ro gksxkA

¼ii½ jk`Vªh; isa”ku iz.kkyh ;k izkf/kdj.k }kjk fofu;fer vU; isa”ku ;kstuk esa laHkkfor vfHknkrkvksa dks “kkfey gksus ds fy, lgk;rk iznku djukA

¼iii½ laHkkfor vfHknkrkvks dks o`)koLFkk vk; lqj{kk] Isokfuo`fÜk ;kstuk fuekZ.k] muds }kjk fd;s tk ldu okys va”knku ds Lrj] okafNr Isokfuo`fÜk mn~ns”;ksa dks gkfly djus ds muds orZeku vkSj Hkfo’; dh laHkkfor vk; ds laca/k esa vkSj bu fu.kZ;ksa dks ysus ls lacaf/kr vU; eqn~nksa vkSj diViw.kZ foØ; dh laHkkoukvksa ls cpus gsrq ijke”kZ nsukA

¼iv½ laHkkfor vfHknkrkvksa vkSj vU; vfHknkrkvksa dks Isokfuo`fÜk cpr gsrq ;kstuk fuekZ.k esa lgk;rk nsukA

¼v½ Isokfuo`fÜk lykgdkj ls laHkkfor vfHknkrkvksa ds lkFk O;ogkj ds nkSjku O;olkf;d lE;d lko/kkuh dk fu’iknu visf{kr gS vkSj bl lanHkZ esa vko”;d n{krk dk gksuk visf{kr gSA

¼vi½ Isokfuo`fRr lykgdkj laHkkfor vfHknkrkvksa ds lkFk O;ogkj ds nkSjku Lora= vkSj fu’i{k okrkoj.k miyC/k djksxk] tks mUgsa Kkr laO;ogkj fu.kZ; ysus esa lgk;d gksxk vkSj bl iz;kstufkZ laHkkfor@vfHknkrkvksa ds fgrksa dks vxz.kh cukk;s j[ksxkA

¼vii½ Isokfuo`fÜk lykgdkj]laHkkfor vfHknkrkvksa ;k vfHknkrkvks dks] muds fuEu igyqvksa ij fopkj djrs gq, vkSj loksZPp csgrj fu`Bk vkSj lkQ&lqFkj cktkj O;oLFkkvksa ds vk/kkj ij lels mi;qDr ;kstuk dk ladyu vkSj ijke”kZ nsuk visf{kr gSA

¼d½ laHkkfor vfHknkrk dh ewyHkwr tkudkj TkSlk fd vk;q] oSokfgd fLFkfr] fuHkjZrk] orZeku vkfLr;ka] ns;rk,a] vk;] [kjhn ;kstuk] Isokfuo`fÜk vk; ;kstuk] Isokfuo`fÜk ds lk”pkr dh ;kstuk,a] ikfjokfjd LokLF; bfrgkl vkSj nh?kkZ;q vkSj orZeku LokLF; fLFkfr ls lacaf/kr tkudkj dks laxzfgr djrs gq, loksZÜke mRikn dh [kjhn gsrq laHkkfor vfHknkrk dh vko”;drkvksa ij lE;d rRijrk cjrukA

¼[k½ laHkkfor vfHknkrk dh foÜkh; vkSj Isokfuo`fÜk y{;ksa dks fpfUgr djukA

$\frac{1}{4}x\frac{1}{2}$ laHkkfor vfHknkrk dh orZeku foÙkh; izkfLFkfr vkSj orZeku fuos”kksa dk fo”ys’k.k djuk
 $\frac{1}{4}?$ $\frac{1}{2}$ laHkkfor vfHknkrk ;k vfHknkrk dk tksf[ke i`’BHkwfe
 $\frac{1}{4}^3$ - $\frac{1}{2}$ vkfLr vkcaVu
 $\frac{1}{4}p\frac{1}{2}$ fuos”k vkcaVu j.kuhfr
 $\frac{1}{4}N\frac{1}{2}$ vkof/kd fuxjkuh vkSj larksyu
 $\frac{1}{4}Tk\frac{1}{2}$ Lo;a vFkok ifjokj dh rRdkyhu vkSj lfUudV Hkfo’; dh foRrh; izfre)rkvksa dh laHkkO;rkA
 $\frac{1}{4}viii\frac{1}{2}$ Lksokfuo`fÙk lykgdkj vfHknkrk dks izkf/kdj.k }kjk fofu;fer isa”ku ;kstukvksa ds ykHkksa dks izkIr djus esa] va”knku] fuos”kksa ds vkcaVu vkSj isa”ku fuf/k;ksa ds p;u ds ckjs esa vklku fu.kZ;ksa dks ysus esa lg;ksx djsr gq,] leFkZ djsxkA
 $\frac{1}{4}ix\frac{1}{2}$ Lksokfuo`fÙk lykgdkj fuxe esa vkSj ljdkjh foHkkxksa ds lkFk muds deZpkfj;ksa ds fy, Isokfuo`fÙk ;kstukvksa ds laca/k esa tkx:drk dk;ZØe pykus gsrq lgHkkxh gksxkA
 $\frac{1}{4}x\frac{1}{2}$ Lksokfuo`fÙk lykgdkj laHkkfor vfHknkrk dh :ijs[kk vkSj fojeku cktkj ifjLFkfr;ksa] vkSj foÙkh; cktkj vkSj vFkZO;LFkk ds fofHkUu ekun.Mksa esa laHkkfor o`f) ij LkE;d :Ik ls fopkj djus ds Ik”pkr fofHkUu foÙkh; izfrHkwfr;ksa ds tksf[ke vkSj izfrykHk ds ckjs esa leqfpr :Ik ls ekxn”kZu djus vkSj ijke”kZ nsus vkSj lkFk gh izR;sd vkfLr oxksZa ;Fkk & bfDoVh] ljdkjh izfrHkwfr;ksa] fuxe _ki=kSa esa fuf/k vkcaVu ds lels mi;qDr vuqikr ds ckjs esa Hkh] lykg nsus esa leFkZ gksxkA Isokfuo`fÙk lykgdkj fdLh vkfLr ds izn”kZu gsrq fdLh izdkj dh xkajVh /kkfjr ugha djsxkA
 $\frac{1}{4}xi\frac{1}{2}$ Lksokfuo`fÙk lykgdkj izkf/kdj.k }kjk miyC/k vkSj Lohd`r tkudkj dh vk/kkj ij] isa”ku fuf/k }kjk fd;s x;s fuos”kksa vkSj ;kstuk ds izfrykHkksa dh rgyuk lfgr isa”ku fuf/k ds izn”kZu ij tkx:drk mRiUu dj ldrk gSA
 $\frac{1}{4}xii\frac{1}{2}$ Isokfuo`fÙk lykgdkj e;/ofrZ;ksa dks ,d le;c) jhfr esa tkudkj vkSj nLrkostksa dks ikjsf’kr djsxk]vkSj vfHknkrkvksa ls ladfyr O;fDrxr tkudkj dh lHkh le; ij loksZPPk xksiuh;rk cuk;s j[ksxk vkSj vfHknkrk dh lgfr fy;s feuk mldk mi;ksx fdLh vU; xfrfof/k ds fy, ugha djsxkA

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19- tksf[ke i`"BHkwfe-& Isokfuo`fÙk lykgdkj ;g lqfuf”pr djsxk fd &
 $\frac{1}{4}d\frac{1}{2}$ og laHkkfor vfHknkrk ;k vfHknkrk ls ,slh tkudkj tks fd Isokfuo`fÙk lykg nsus ds iz;ksTkukFkZ vifjgk;Z gS] ftuEksa fuEu lekfo`V gS %&
 $\frac{1}{4}i\frac{1}{2}$ vk;q
 $\frac{1}{4}ii\frac{1}{2}$ vk; fooj.k
 $\frac{1}{4}iii\frac{1}{2}$ fojeku Isokfuo`fÙk cpr@vkfLr;ka
 $\frac{1}{4}iv\frac{1}{2}$ tksf[ke ogu {kerk@lgu”khyrk
 $\frac{1}{4}v\frac{1}{2}$ ns;rk,a@_.k fooj.k
 $\frac{1}{4}vi\frac{1}{2}$ ifjokj ds vkfJr lnL;
 $\frac{1}{4}vii\frac{1}{2}$ thou@LokLF; chek fooj.k
 $\frac{1}{4}viii\frac{1}{2}$ vU; lacaf/kr tkudkj

tksf[ke i`BHkwfe i= tSlk fd vuqlwph 4 esa fofufnZ`V fd;k x;k gS ;Fkk izkf/kdj.k }kjk le;≤ ij la`kksf/kr] vfHkizkIRk djsxk A

¼[k½ og tksf[ke fu/kkZj.k gsrq ,d izfdz;k dk ikyu djrk gS ftls ,d laHkkfor vfHknkrk ;k vfHknkrk mBkus dh okaNk j[krk gS vkSj leFkZ gS] ;Fkk

¼i½ vkesyd gkfu gsrq laHkkfor vfHknkrk dh {kerk dk ewY;kadu

¼ii½ bl ckr dk fu/kkZj.k djuk fd D;k laHkkfor vfHknkrk fuos`k izfdz;k esa fufgr cktkj tksf[ke dh vo/kkj.kk dks le>us dh fLFkfr esa gSA

¼iii½ laHkkfor vfHknkrk dks iz`uksa dh izfrfØ;kvkas dh mi;qDr O;k[k;k djuk vkSj fuf`pr mÜkjksa ij vui;ZqDr Hkkj vkjksfir u djukA

¼iv½;g le>us vkSj ewY;kafdr djus esa leFkZ gksuk fd Isokfuo`fÜk ;kstuk,a ftuesa nh?kZdkyhu fuEkkZ.k iwoZ vof/k] vkSj ;kstuk ls “kh?kz rjyrk ;k fudkl “kkfey gS] ykHkizn ugha gSA

¼Xk½ Tkgsa lk/kuksa dk bLrseky tksf[ke i`BHkwfe ds fy, fd;k tkrk gks] ;g lqfuf`pr fd;k tkuk pkfg, fd lk/ku iz;kstu gsrq mfpr gks vkSj lhek,a fu/kkZfjr gks vkSj de gksA

¼?k½ Tkksf[ke LFkkiuk] ftls laHkkfor vfHknkrk ogu djus dh okaNk j[krk gS vkSj leFkZ gS] gsrq iz;qDr fdllh iz`ukoyh esa dksbZ Hkh iz`u ;k fooj.kh fu`i{k] Li`V vkSj Hkzeiw.kZ u gks vkSj ;g lqfuf`pr djsxk fd

¼i½ Ikz`ukoyh vLi`V ugha gS ;k nksgjh udkjRedrk dk bLrseky u gks ;k ,sls tfVy Hkk`kk esa u gks ftls laHkkfor vfHknkrk ugha le> ldrk gksA

¼ii½ Ikz`ukoyh ,sls jhfr esa lajpr u gks ftlesa Hkzeiw.kZ iz`u gksA

¼³½ laHkkfor vfHknkrk dh tksf[ke i`BHkwfe dk fu/kkZj.k gks tkus ij] mls laHkkfor vfHknkrk dks lalwfpr dj fn;k t,xkA

¼p½ tksf[ke fu/kkZj.k dks laHkkfor vfHknkrk ;k vfHknkrk }kjk miyC/k tkudkj ds vk/kkj ij vkof/kd vk/kkj ij v|ru fd;k tkrk gSA

20- laHkkfor vfHknkrk@vfHknkrkvksa dks izdVhdj.k -&

¼d½ Isokfuo`fÜk lykgdkj laHkkfor vfHknkrk dks] vius lHkh O;olk;] “kS{kf.kd bfrgkl] O;olkf;d vgZrvksa lfgr mlds ckjs esa lHkh okLrfod tkudkj] vuq`kklukRed dkjZokbZ bfrgkl os “krsZa vkSj fu;e ftu ij og lykgdkj Isok,a izLrqr djsxk] vU; e;/ofrZ;ksa ds lkFk lac)hdj.k vkSj ,slh vU; tkudkj tks fd mldh Isok,a ysus vkSj u ysus ds Kkr fu.kZ; ysus ds fy, vfuok;Z gS] dk izdVhdj.k djsxkA

¼[k½ Isokfuo`fÜk lykgdkj vius laHkkfor vfHknkrk dks fdllh Hkh fopkj.k pkgs og ikfjJfed ;k {kfriwfrZ ;k fdllh vU; :lk esa] tSlk Hkh gks] mlds }kjk izkIr ;k izkIr;ksX; dk izdVhdj.k djsxkA

¼Xk½ Isokfuo`fÜk lykgdkj vius laHkkfor vfHknkrk dks jk`V`h; isa`ku iz.kkyh ;k izkf/kdj.k }kjk fofu;fer fdllh ;kstuk ds v/khu fdllh e;/orhZ ds lkFk ;k ds laca/k esa mRiUu gq, fdllh Hkh okLrfod ;k laHkkfor fgrks ds Vdjko ftlesa ,slh okLrfod

¹Hkkx IIIµ[k.M 4º	Hkkjr dk jkti=k % vlk/kj.k	9
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tkudkj ;k rF; tks fd Isokfuo`fÜk lykgdkj Isokvksa ds fu`iknu es mldh oLrqfu`Brk ;k Lora=rk dks tksf[ke esa Mky ldrk gS] lekfo`V gS] dk izdVhdj.k djsxkA

¼²½ Isokfuo`fÜk lykgdkj ijke”kZ nsrs gq, laHkkfor vfHknkrk dks Isokvksa dh eq[; fo”ks’krkvksa ls lacaf/kr ;k fo”ks’k :Ik ls mRikn ;k izfrHkwfr;ksa] fofHkUu isa”ku fuf/k;ksa vkSj okf”kZdh Isok iznkrkvksa }kjk izLrqr fofHkUu fuos”k vkfLr oxksZa vkSj okf”kZdh ;kstuvksa ds dk;Zfu’iknu vfHkys[kksa ls lacaf/kr okLrfod tkudkj dh Ik;kZIr izdVhdj.k djsxkA

¼³½ Isokfuo`fÜk lykgdkj laHkkfor vfHknkrk dk /;ku fuos”k fodYi vkSj okf”kZdh fodYi ftdh og laHkkfor vfHknkrkvksa ;k vfHknkrkvksa ds fy, laLrqfr dj jgk gS] ls lacaf/kr izpkj lkexzh] nLrkostksa esa psrkofu;ksa] vLohdj.kksa] dh vksj dj;sxkA

¼⁴½ Isokfuo`fÜk lykgdkj jk’Vªh; isa”ku iz.kkyh dks fdLh vU; mRiknksa ds lkFk fdLh xBtksM+ ;k vU; foRrh; mRikn ds lkFk lalxZ esa izLrko u gksus ;k Isokfuo`fÜk lykgdkj }kjk miyC/k Isokvksa ds ckjs esa lalwfpr djsxkA

¼⁵½ Isokfuo`fÜk lykgdkj fdLh izdkj dk oDrO; nsus ls tks fd jk’Vªh; isa”ku iz.kkyh ;k izkf/kdj.k dh Nfo dks fdLh :Ik esa viekfur ;k vizfr’Br ;k fod`r djrk gks] ls ijgst djsxkA

21- vfHkys[kksa dks cuk;s j[kk tkuk-&

¼⁶½ Isokfuo`fÜk lykgdkj }kjk fuEu vfHkys[kksa %&

¼⁷½ laHkkfor vfHknkrkvksa@vfHknkrkvksa ds vius xzkgd dks tkus vfHkys[kksa dks

¼⁸½ tksf[ke i`BHkwfe i= tSlk fd pkSFkh vuqlwph esa fofufnZ’V gS ;Fkk izkf/kdj.k }kjk le;&l;e ij la”kksf/kr] IE;d :Ik ls Hkjk gqv vkSj laHkkfor vfHknkrk@vfHknkrk ds lkFk vkSj vfHknkrk }kjk gLrk{kfjr le>kSrs dh izfr;ka] ;fn dksbZ gks

¼⁹½,d jftLVj ;k laHkkfor vfHknkrkvksa ;k vfHknkrkvksa dh vfHkys[k varfoZ’V lwph] ijke”kZ dh frfFk] izHkkfjr Qhl] ,sls ijke”kZ ds fy, ;fn dksbZ gks

¼¹⁰½ dksbZ vU; nLrkost ;k vfHkys[k] tSlk fd izkf/kdj.k }kjk vf/kwfr fd;k tk ldsA

¼¹¹½ vfHkys[kksa dks HkkSfrd vkSj bYkSDVªksfud izk:iksa esa ,slh jhfr es cuk;s j[kk tk;sxx tks izkf/kdj.k ;k izkf/kdj.k }kjk izkf/kd`r fdLh vU; O;fDr }kjk tc dHkh Hkh visf{kr gks] izkIr fd;k tk ldsA

¼¹²½ Isokfuo`fÜk lykgdkj] fdLh O;fDrxr Isokfuo`fÜk lykgdkj ds flok; izkf/kdj.k }kjk Isokfuo`fÜk lykgdkj Isokvksa ds fy, ;Fkk fofufnZ’V lhekvsas ls vf/kd jkF”k dk Qhl ds :Ik esa olwy dj jgk gS] bu fofu;eksa ds vuqikyus ds lanHkZ esa pkVZMZ vdkmaVl vkWQ bafM;k ds fdLh lnL; ls okf”kZd laijh{kk vkjaHk djsxkA ijUrq ;g fd fdLh cSad }kjk Isokfuo`fÜk lykg izLrqr djus ds ekeys esa ,slk cSad dh oS/kkfud laijh{kk ds dk;Z{ks= ds varxZr fd;k tk,xkA

22- vuqikyus vf/kdkj dh fu;qfDRk -&Isokfuo`fÜk lykgdkj tks fd fuxfer fudk; ;k lk>snkj daiuh ;k dksbZ jftLVªhd`r U;kl ;k laLFkk gS] ,d vuqikyus vf/kdkj dh fu;qfDr djsxk tks vf/kfu;e] fofu;eksa] izkf/kdj.k }kjk tkjh eksZn”kZd fl)karksa] funsZ”kksa dh vis{kkvksa ds lanHkZ esa Isokfuo`fÜk lykgdkj }kjk dks ikyus fd;s tkus dks djus ds fy, mÜkjnk;h gksxkA O;fDrxr Isokfuo`fÜk lykgdkj ds fy,] vuqikyus dk nkf;Ro ,sls O;fDr dk gksxk ftds uke ij izkf/kdj.k }kjk jftLVªhdj.k izek.ki= vuqnRr fd;k x;k gSA

23- f”kdk;rksa dk fuokj.k -&

¼¹³½ Isokfuo`fÜk lykgdkj vfHknkrkvksa dh f”kdk;rksa dk “kh”kzrk ls fuokj.k djsxkA

¼¹⁴½ Isokfuo`fÜk lykgdkj isa”ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k ¼vfHknkrk dh f”kdk;r dk fuokj.k½ fofu;e] 2015 le;≤ ij ;Fkkla”kksf/kr ds mica/kksa ls ck/; vkSj vke)dj djsxkA

24- fu”iknu Isokvksa dk i`FkDdj.k %&

Isokfuo`fÜk lykgdkj tks fd cSad] xSj cSaddkj foÜkh; daifu;ka ¼,uch,Qlh,½ vkSj fuxfer fudk; gSa] vius laHkkfor vfHknkrkvksa Isokvksa dk forj.k vkSj fu’iknu djrk gS] viuh Isokfuo`fÜk lykgdkj Isokvksa dks vU; xfrfof/k;ksa ls

i`Fkd cuk;s j[ksxk%

ijUrq ;g fd lsokvksa dk ,slk forj.k vkSj fu`iknu fuEu ds v;/khu izLrq fd;k tk ldsxk %

¼d½ laHkkfor vfHknkrk] lsokfuo`fÜk lykgdkj }kjk izLrqr lsok fu`iknu vkSj forj.k dks izkIr djus ds fy, fdlh izdkj ls vkca/k ugha gksxkA

¼k½ lsokfuo`fÜk lykgdkj ] lsokfuo`fÜk lykgdkj dh viuh xfrfof/k;ksa vkSj lsokvksa ds fu`iknu vkSj forj.k ds e/; Ik;kZIr nwjh dk laca/k cuk;s j[ksxkA

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¼x½ laHkkfor vfHknkrk }kjk lsok fu`iknu ;k forj.k iznkrk dks lHkh izdkj dh Qhl vkSj “kqYdksa dk lank; lsokfuo`fÜk lykgdkj ds ek;/e u djds lh/ks lsok iznkrkvksa dks fd;k tk,xkA

¼?k½ lsokfuo`fÜk lykgdkj jk`Vªh; isa”ku iz.kkyh dk mi;ksx djus dh iwoZorhZ “krZ ds vuqlkj vfHknkrk dks fdlh Hkh jhfr esa mldh lsok,a ysus ds fy, ck/; ;k foo”k ugha djsxk vkSj izkf/kdj.k dh fcuk vuqefr ds fdlh izdkj dh lqxfBr lsokvksa dk izLrko ugha djsxkA

v;/k; **IV**

fujh{k.k

25- izkf/kdj.k dk fujh{k.k laca/kh vf/kdkj -&¼1½ Ikzkf/kdj.k Lor% laKku ls ;k tkudkj ;k f”kdk;r izkIr gksus ij ,d ;k vf/kd O;fDr;ksa dks fuEu dkj.kksa esa ls fdlh ds fy, lsokfuo`fÜk lykgdkj ls lacaf/kr ys[kk cfg;ksa] vfHkys[kksa vkSj nLrkostksa ds fujh{k.k djus ds fy, fujh{k.k izkf/kdkj ds :Ik esa fu;qDr dj ldrk gS uker %&

¼d½ ;g lqfuf”pr djus ds fy, fd lsokfuo`fÜk lykgdkj }kjk ys[kk cfg;ksa] vfHkys[kksa vkSj nLrkostksa dks bu fofu;eksa esa fofufnZ`V jhfr esa cuk;s j[kk gS

¼k½ vfHknkrkvksa ;k fdlh vU; O;fDr;ksa dh vksj ls] lsokfuo`fÜk lykgdkj dh xfrfof/k;ksa ls lacaf/kr fdlh fo”k; izkIr f”kdk;rksa ds fujh{k.k ds fy,

¼x½ ;g lqfuf”pr djuk ds fy, fd D;k lsokfuo`fÜk lykgdkj }kjk vf/kfu;e vkSj bu fofu;eksa dk ikyu fd;k tk jgk gS]

¼?k½ isa”ku lsDVj ;k vfHknkrkvksa ds fgr esa lsokfuo`fÜk lykgdkj ds dk;Zdykiksa dh tkap djus ds fy,

¼2½ cSad }kjk lsokfuo`fÜk lykg izLrqr fd;s tkus ds laca/k esa] mifofu;e ¼1½ ds varxZr ;Fkk fufgr laijh{kk dh “kfDr;ksa ij izfrdwy izHkko Mkys fcuk] izkf/kdj.k] Hkkjrh; fjtOZ cSad ls ,slh “kfDr;ksa dk iz;ksx djus] tSlk visf{kr gks] dk vuqjks/k dj ldrk gSA

26- fujh{k.k ds iwoZ lwpuk-&¼1½ fofu;e 25 ds v/khu dksbZ fujh{k.k djus ds iwoZ izkf/kdj.k lsokfuo`fÜk lykgdkj dks nl dk;Z fnol dh lwpuk nsxk %

¼2½ mi fofu;e ¼1½ esa varfuZfgr ij izfrdwy izHkko Mkys fcuk ijarq ;fn izkf/kdj.k dk ;g lek/kku gks tkrk gS fd vfHknkrkvksa ds fgrksa dh rRdky j{kk ds fy, ,slh fdlh lwpuk dks ugha fn;k tkuk pkfg,] og fyf[kr :Ik esa ,d vkns”k ds }kjk ,sls fdlh lwpuk ds fcuk lsokfuo`fÜk lykgdkj ds dk;Zdykiksa dk fujh{k.k djus dk funsZ”k ns ldrk gSA

¼3½ fujh{k.k dh vof/k ds nkSjku] lsokfuo`fÜk lykgdkj ftldk fujh{k.k ;k ys[kkijh{kk dh tk jgh gS] fofu;e 25 esa v/khu ;Fkk micaf/kr vius mÜkjnkf;Roksa dk fuoZgu djus ds fy, ck/; gksxkA

27- lsokfuo`fÜk lykgdkj dh fujh{k.k laca/kh ck;/rk,a-&

¼1½ lsokfuo`fÜk lykgdkj] ftlds laca/k esa fofu;e 25 ds varxZr fujh{k.k djus laca/kh vkns”k fn;k x;k gS vkSj dksbZ vU; lacaf/kr O;fDr ftlds vkf/kiR; esa,sls lsokfuo`fÜk lykgdkj ds dk;Zdykiksa vkSj O;gkj ls lacaf/kr lqlaxr tkudkj

gks]lsokfuo`fÙk lykgdkj ds izfrfuf/k lfgr]fn dksbZ gks] dk ;g drZO; gksxk fd og mldh vfHkj{kk ;k fu;a=.k esa dh iqLrdksa] ys[kkvksa vkSj vU; nLrkostksa vkSj ,sls fooj.k vkSj lwpuk dks fujh{k.kdrkZ izkf/kdkjh dks izLrqr djs tSlk fd fujh{k.kdrkZ izkf/kdkjh }kjk fujh{k.k ds iz;kstukFkZ vis{kk dh tk;sA

¼2½ izR;sd lsokfuo`fÙk lykgdkj vkSj dksbZ vU; O;fDr ftlds vkf/kiR; esa lsokfuo`fÙk lykgdkj ds O;ogkj vkSj dk;Zdykiksa ls lacaf/kr lqlaxr tkudkj gks] tkapdrkZ izkf/kdkjh dks ,slh lHkh lg;rk vkSj ,sls lHkh lg;ksx] tSlk fd fujh{k.k ds laca/k esa visf{kr gks] vkSj fujh{k.k ds laca/k esa tkapdrkZ izkf/kdkjh }kjk ekaxh xbZ ,slh tkudkj] miyC/k djk;sxA

¼3½ tkapdrkZ izkf/kdkjh] ds ikl fujh{k.k ds iz;kstukFkZ fdllh Hkh deZpkjh] funs”kdksa] lk>snkjksa ;k lsokfuo`fÙk lykgdkj dh lafdz;kvksa ls lacaf/kr ;k ds fy, mÙkjnk;h O;fDr ;k dksbZ vU; ,slk lgHkxxh ftlds ikl ,sls lsokfuo`fÙk lykgdkj ls lacaf/kr lqlaxr tkudkj gks] ds gyQukeksa vkSj fooj.kksa ds vfHkys[kksa dh tkap djus dh “kfDr gksxhA

¼4½ tkapdrkZ izkf/kdkjh ds ikl fujh{k.k ds iz;kstukFkZ lsokfuo`fÙk lykgdkj ds nLrkostksa] iqLrdksa] [kkksa] fdllh O;fDr ls ftlds fu;a=.k ;k vfHkj{kk esa ,sls nLrkost] iqLrd ;k [kkrs gksa] dh vf/kizekf.kr izfr;ksa dks gkfly djus dh “kfDr gksxhA

28- Ikzfk/kdj.k dks fjiksVZ izLrqr fd;k tkuk -&

tkapdrkZ izkf/kdkjh] fujh{k.k lEiw.kZ gksus ij ;Fkk”kh?kz laHko gks] ,d fujh{k.k fjiksVZ izkf/kdj.k dks izLrqr djsxk% ijUrq ;g fd ;fn izkf/kdj.k }kjk ,slk funsZF”kr gks] fujh{k.k izkf/kdkjh ,d varfje fjiksVZ tek dj ldrk gSA

’Hkkx IIIµ[k.M 4°	Hkkjr dk jkti=k % vlk/kj.k	11
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29- fujh{k.k fjiksVZ ij dkjZokbZ-&Ikzfk/kdj.k] fujh{k.k fjiksVZ ij fopkj djus ds Ik”pkr vkSj lsokfuo`fÙk lykgdkj ¼4]ksa½ ;k mlds izkf/kd`r izfrfuf/k;ksa dks lquokbZ dk ;qfDr;qDr volj nsus ds Ik”pkr fuEu lfgr ,sls funsZ”k tkjh dj ldrk gS tks jk’Vªh; isa”ku iz.kkkyh ;k vfHknkrkvksa ds Øec) fodkl esa mfpr le>s]&

¼d½ lsokfuo`fÙk lykgdkj dks ,d fof”k’V vof/k ds fy, lsokfuo`fÙk lykg u nsus dh vis{kk djukA

¼[k½ lsokfuo`fÙk lykgdkj ls Qhl] izHkkjksa ;k vU; izdkj ls lacaf/kr vfHknkrkvksa ls lafgyr /kujkf”k dks visf{kr C;kt vkSj {kfriwfrZ TkSlk fd izkf/kdj.k }kjk fofu/kkZfjr fd;k tk lds] dh okilh dh vis{kk djukA vfHknkrk ¼vksa½ dks lsokfuo`fÙk lykgdkj ds fdllh dk;Z ;k yksiksa ds dkj.k gq, uqdlku ds ekeys esa] izkf/kdj.k lsokfuo`fÙk lykgdkj }kjk tek dj;s x;h dk;Zfu’iknu xkajVh dk bLrseky dj ldsxk vkSj lsokfuo`fÙk lykgdkj dks izkf/kdj.k }kjk cukbZ xbZ naM lafgrk ds vfrfjDr isa”ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k vf/kfu;e]2013 ds izko/kkuksa vkSj ykxw fofu;eksa ds vuqlkj mYya?ku dh lhek vkSj mYya?ku ds Lrj dks /;ku esa j[krs gq, vfHknkrk ¼vksa½ dh {kfriwfrZ djuh iM+sxA

¼x½ lsokfuo`fÙk lykgdkj ds :Ik esa ifjpkYu djus ls ,slh vof/k tSlk fd fofufnZ’V fd;k tk lds] ds fy, lsokfuo`fÙk lykgdkj dks izfojr djukA

v;k; V

O;frØe dh n”kk esa izek.ki= fuyafer ;k fujLr djuk

30- jftLVªhdj.k izek.k i= dk fuyEcu ;k fujLr djuk ¼1½izkf/kdj.k dh fdllh vU; dkjZokbZ ij izfrdwy izHkko Mkys fcuk ftls izkf/kdj.k }kjk fd;k tk lds] lsokfuo`fÙk lykgdkj dks vuqnRr fd;k x;k jftLVªhdj.k izek.k fuUu fdllh Hkh fLFkfr esa fuyfEcr] fujLr ;k okil fy;s tkus ds fy, nk;h gksxk] uker %&

¼d½fdlh “krksZa ;k fuca/kuksa dk ikyu djus esa vlQy jgrk gS filds vk/kkj ij mls jftLVªhdj.k izek.k i= vuqnRr fd;k x;k gS]

¼[k½vf/kfu;e ;k mlds v/khu cuk;s x;s fu;eksa ;k fofu;eksa ds fdUgh mica/kksa dk ;k tkjh fd;s x;s fdUgh ekxZn”kZd fl)karksa ;k vf/klwpukvksa] funs”kksa] vuqns”kksa ;k ifji=ksa dk mYya?ku djrk gS]

¼x½LosPNk ls izkf/kdj.k }kjk vuqnÜk fd;s x;s izek.k i= dks okil djus dk vuqjks/k djrk gS]

¼?k½,d fjlhoj] fjlhoj izca/kd] Ikz”kkld ;k leku O;fDr dks lsokfuo`fÜk lykgdkj ds m|eksa ;k vkfLr;ksa ds laca/k esa fu;qfDr djrk gS]

¼³½lsokfuo`fÜk lykgdkj

¼i½ ifjlekiu gks tkrk gS ¼izkf/kdj.k }kjk iwoZ esa fyf[kr vuqeksfnr “krksZa ij iquxZBu vFkok foy;u ds mn~ns”; ds vfrfjDr½]

¼ii½ dkjksckj can dj nsrk gS]

¼iii½ iathdj.k ds fdlh fu;e ;k “krZ ds fdlh izko/kku dk mYya?ku djrk gS ;k mlds }kjk fn;s x;s izfrfuf/kRo]okjaVh vFkok mn?kks’k.kk dk fu’iknu vFkok vuqikyus djus es foQy jgrk gS vFkok izkf/kdj.k ls fyf[kr :lk esa uksfVl feyus ls nl dk;Z fnolksa esa ,sls mYya?ku ;k Hkwy dks Bhd ugha dj ikrk gS]

¼iv½ viuk dkjckj ,slh jhfr esa djrk gS tks jk’Vªh; isa”ku iz.kkyyh ds vfHknkrkvksa ds fgrksa ij izfrdwy izHkko Mkyus okyh gks]

¼v½ izkf/kdj.k }kjk dh tkus okyh fdlh tkap esa lg;ksx ugha djrk gS]

¼vi½ jk’Vªh; isa”ku iz.kkyyh ;k fdlh vU; isa”ku Ldhe ds rgr dkjksckj esa gsjQsj vkfyIr jgrk gS]

¼vii½ vuqfpr dkjckjh xfrfof/k;ksa esa vkfyIr jgrk gS]

¼p½ ;fn lsokfuo`fÜk lykgdkj ] izkf/kdj.k dh jk; esa] iathdj.k izek.k i= izkIr djus ds fy;s Hkz’V ;k Nyiw.kZ dk;Z djrk gS ;k mls fdlh ljdkjh izkf/kdj.k ;k fofu;ked }kjk dkyhlwph esa Mkyk x;k gS ;k mlds fo:) fujks/kkRed] fu’dklu] fu’ks/kkREkd ;k ,slh izd’fr dk dksbZ vkns”k tkjh fd;k x;k gks ;k lsokfuo`fÜk lykgdkj ;k mlds fdlh iz/kku vf/kdkjh ij U;k;kf/kdj.k }kjk vkfFkZd vij/k djus ftuesa uSfrd v/kerk Hkh “kkfey gS ds fy, nksf`kflf) fd;k x;k gks]

¼N½ ;fn lsokfuo`fÜk lykgdkj izkf/kdj.k dks >wBk c;ku ;k lwpuk izLrqr djrk gS fildk oLrqr izHkko izkf/kdj.k ;k vfHknkrkvksa ds vf/kdkjksa] nkf;Roksa ;k fgrks ij iM+rk gS]

¼t½ ;fn lsokfuo`fÜk lykgdkj izkf/kdj.k }kjk ;Fkk visf{kr vkof/kd foojf.k;ka izLrqr ugha djrk gS]

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¼>½ ;fn lsokfuo`fÜk lykgdkj izkf/kdj.k }kjk mlds dkjksckj ls lacaf/kr ;Fkk visf{kr dksbZ lwpuk izLrqr ugha djrk gS]

¼¥½ ;fn lsokfuo`fÜk lykgdkj ds LokfeRo] izca/ku ;k izeq[k vf/kdkfj;ksa esa dksbZ cnyko gksrk gS ftlls izkf/kdj.k dh jk; esa vfHknkrkvksa ds fgrksa ij izfrdwy izHkko iM+rk gS]

¼V½ fufnZ’V y{;ksa dks izkIr djus esa fujarj vkSj mYys[kuh; <ax ls ;k vU; lsokfuo`fÜk lykgdkjksa dh rqyuk esa fuEu dk;Z izn”kZu

¼B½ ,slh jhfr esa dk;Z djuk tks vfHknkrkvksa ds fgrks ds izfrdwy gksA

¼M½ izkf/kdj.k }kjk dh tkus okyh fdlh tkap esa lg;ksx ugha djrk gS]

¼<+½ vf/kfu;e dh /kkjk 28 ds rgr ;Fkk fufnZ”V dksbZ O;frØeiu.kZ dk;Z djrk gS]

¼.k½ dksbZ vU; dkj.k] tks izkf/kdj.k dh jk; esa vuqnRr jftLVªhdj.k izek.ki= ds fuyEcu] jÍdj.k ;k okil ysus dk leqfpr vk/kkj gks]

¼2½ izkf/kdj.k mi&fofu;e ¼1½ ds v/khu “kfDr;ksa ij izfrdwy izHkko Mkys fcuk] jftLVªhdj.k izek.ki= dks jí djus ;k fuyafer djus ds ctk;] jftLVªhdj.k izek.ki= ds fuca/kuksa vkSj “krksZa dks bl izdkj lR;kfir ;k mikarfjr djus dk funsZ”k ns ldsxk] TkSlk og Bhd le>s ;k ,slk vkns”k ikfjr dj ldsxk tks vfHknkrkvks ds fgr esa ykHkizn le>sA

¼3½ iathdj.k izek.ki= dk fuyacu] fujLrhdj.k ;k okil ysus laca/kh vkns”k rc rd ugha fn;k tk,xk tc rd lacaf/kr O;fDr dks bu fofu;eksa ds vuqlkj tkap ds varxZr lquokbZ dk mi;qDr volj ugha fn;k tk;sA

¼4½ ,sls O;fDr vkSj laLFkk,a ftUgsa jftLVªhdj.k dk izek.ki= vfHkizkIr fd;s fcuk ;k ftuds ekeyksa esa izek.ki= visf{kr u gks] dks fofu;e 4 ds varxZr lsokfuo`fÜk lykgdkj ls lacaf/kr xfrfof/k;ksa dks vkjaHk djus gsrq vuqKkr fd;k x;k gS] ,slh dkjZokbZ ftles lsokfuo`fÜk lykgdkj ds :Ik esa lsok,a izLrqr djus ls vojks/k] izfrfu`ks/k ;k fuyEcu “kkfey gS] ds fy, nk;h gksxkA

31- izek.ki= ds fuyacu] jÍdj.k ;k vH;iZ.k dk izHkko -&¼1½ jftLVªhdj.k izek.ki= ds fuyEcu] jÍdj.k ;k vH;iZ.k fd;s tkus dh rkjh[k ls gh lacaf/kr lsokfuo`fÜk lykgdkj %&

¼d½ jk’Vªh; isa”ku iz.kkyh vFkok vU; isa”ku Ldheksa] tSlk Hkh ekeyk gks] ds vUrxZr dksbZ u;k ysunsu djus ls izfojr jgsxkA

¼[k½ vkfLr;ksa] vfHkys[kksa] nLrkostksa ;k lwpuk ds ckjs esa tks lsokfuo`fÜk lykgdkj dh vfHkj{kk ;k fu;a=.k esa gks] ,d fu/kkZfjr le;lhek esa vkSj bl izdkj ,slh jhfr esa tks lqlaxr fofu;eksa ds rgr visf{kr gks ;k izkf/kdj.k }kjk tSlk funsZ”k fn;k tk lds] dkjZokbZ djsxkA

¼x½ vkfLr;ksa] vfHkys[kksa] nLrkostksa ;k lwpuk dks tks mldh vfHkj{kk ;k fu;a=.k esa gks] vU; lsokfuo`fÜk lykgdkj dks izkf/kdj.k }kjk fufnZ’V ,slh jhfr vkSj iz:Ik esa vius O;; ij varfjr djsxkA

;g Hkh lqfu”pr djsxk fd lHkh lqlaxr nLrkostksa] vfHkys[kksa ;k lwpuk dk varj.k izkf/kdj.k }kjk fufnZ”V funsZ”kksa ds vuq:Ik gksA lsokfuo`fÜk lykgdkj dh vksj ls fdll Hkh izdkj dk vlg;ksx ;k xSj leFkZu ;k vojks/k lsokfuo`fÜk lykgdkj dks “kkfLr vf/kjksi.k ds fy, nk;h gksxkA

¼?k½ lsokfuo`fÜk lykgdkj rc rd izkf/kdj.k ds funs’kksa dk vuqiky djsxk tc rd lHkh varj.k ;k dkjZokbZ iwjh ugha gks tkrh ;k tc rd iathdj.k izek.ki= fuyafer jgrk gSA

32- vfHkfgr izkf/kdkjh dh fu;qfDRk-& ¼1½ tgka vfHkfgr lnL; dks ;g izrhr gksrk gS fd fdll lsokfuo`fÜk lykgdkj ftls vf/kfu;e] bu fofu;eksa ;k ds varxZr jftLVªhdj.k izek.ki= vuqnÜk fd;k x;k gS ;k fdll vU; O;fDr }kjk fofu;e 32 esa fofufnZ’V izd’fr dh pwd dh xbZ gS ogka og eq[; egkizca/kd ls vfuEu Js.kh ds fdll vf/kdkjh dks ;k fdll lerqY; Js.kh ds fdll vU; O;fDr dks vfHkfgr izkf/kdkjh ds :Ik esa fu;qDr dj ldsxkA

¼2½ fdll ,sls vf/kdkjh dh] ftlus vfHkdFkr vfrØe.k dh cker vUos”k.k ;k fujh{k.k fd;k gS] vfHkfgr izkf/kdkjh ds :Ik esa fu;qDr ugha dh tk,xhA

33- lwpuk dk tkjh fd;k tkuk -& ¼1½ vfHkfgr izkf/kdkjh] ;fn mls ,slk djus ds ;qfDr;qDr vk/kkjksa dk irk pyr gS] rks og lsokfuo`fÜk lykgdkj ;k fdll vU; lacaf/kr O;fDr dks] mlls bl ckr dk dkj.k nf”kZr djus dh vis{kk djrs gq, fd D;ks u mls vuqnÜk fd, x;s jftLVªhdj.k izek.ki= dks fuyfEcr ;k jí dj fn;k tk;s ;k D;ksa u mlesa micaf/kr dksbZ vU; dkjZokbZ dh tk;s] ,d lwpuk tkjh djsxkA

¼2½ mifofu;e ¼1½ ds v/khu izR;sd lwpuk esa] lwpuk izkIr djus okys O;fDr }kjk fd;s x;s vfHkdFkr vfrØe.k dks] vf/kfu;e] fofu;eksa] funsZ”kksa ;k ifji=ksa ds mu mica/kksa dks minf”kZr djrs gq,] ftudh ckor vfrØe.k djus dk vfHkdFku fd;k x;k gS] fofufnZ’V fd;k tk,xkA

¹ Hkkx IIIμ[k.M 4°	Hkkjr dk jkti=k % vlk/kj.k	13
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¼3½ mifofu;e ¼1½ ds v/khu tkjh lwpuk ds lkFk ,sls nLrkostksa dh izfr;ka] ftudk vH;kjksi.k djus esa voyEc fy;k x;k gS vkSj nLrkostksa ds lqlaxr Hkkx ds m)j.k] ,slh fjiksVZ] ftuesa fd;s x;s vUos”k.k ;k fujh{k.k} ;fn dksbZ gks] esa fn;s x;s fu”d”kZ varfoZ”V gks] mike) dh tk,axhA

¼4½ lwpuk izkIr djus okys O;fDr ls] lwpuk esa afofufnZ”V ,slh vof/k ds Hkhrj] tks mldh rkehy gksus dh rkjh[k ls bDdhl fnu ls vf/kd ugha gksxh] vfHkfgr izkf/kdkjh dks ,d fyf[kr vH;kosnu izLrqr djus dh vis{kk dh tk,xhA

34- lwpuk izkIr djus okys O;fDr }kjk mÜkj-& ¼1½ lwpuk izkIr djus okyk O;fDr] vfHkfgr izkf/kdkjh dks lwpuk esa fofufnZ”V vof/k ds Hkhrj viuk fyf[kr vH;kosnu] ml ds leFkZu esa nLrkosth lk{;} ;fn dksbZ gks] ds lkFk izLrqr djsxkA

ijUrQ vfHkfgr izkf/kdkjh lwpuk izkIr djus okys O;fDr }kjk nf”kZr lk;kZIr vk/kkjksa ds vk/kkj ij vkSj ,sls foLrkj ds dkj.kksa dks ys[kc] djus ds lk”pkr lwpuk esa fofufnZ”V vof/k dks c<+k ldsxkA

¼2½ ;fn lwpuk izkIr djus okyk O;fDr] ml iz;kstu ds fy, iznÜk le; ds Hkhrj dkj.k crkvks lwpuk dk mRrj ugha nsrk gS] rks vfHkfgr izkf/kdkjh ekekys esa] ,slk djus ds dkj.kksa dks ys[kc] djrs gq, ,di{kh; dkjZokbZ dj ldsxk vkSj le{k miyC/k lkjoku rF;ksa ds vk/kkj ij ,slk djus dh flQkfj”k dj ldsxkA

35- O;frÖe dh n”kk esa dkjZokbZ -&vfHkfgr inkf/kdkjh] lwpuk izkIr djus okys O;fDr ds vH;kosnukas] ;fn dksbZ gks] ekeys ds rF;ksa vkSj ifjLFkfr;ksa rFkk vf/kfu;e] fofu;eksa ds yxw izko/kkuksa] izkf/kdj.k }kjk fn;s x;s funsZ”kksa ;k ifji=ksa ij fopkj djus ds lk”pkr] tgka rF;ksa ls ;g visf{kr gks] ogka fuEufyf[kr dh flQkfj”k djrs gq, ,d fjiksVZ izLrqr djsxk &

¼d½ jftLV^ahdj.k izek.ki= dk fofufnZ”V vof/k ds fy, fuyEcu

¼[k½ jftLV^ahdj.k izek.ki= dk jidj.k

¼x½ vkns”k esa fofufnZ”V vof/k ds fy, lwpuk izkIr djus okys O;fDr dks dkbZ u;k dk;Z] lafonk izkIr djus ;k uohu Ldhe izkjaHk djus ls izfrf”k) djuk%

¼?k½ lwpuk izkIr djus O;fDr ds iz/kku vf/kdkjh dks vkns”k esa fofufnZ”V vof/k ds fy, fdllh jftLV^ahd”r e;/orhZ ds lkFk fu;ksfr ;k ml ds lg;ksfr gksus ls footZr djuk%

¼¾ vko”;d le>s tk ldus okyh vU; “krksZa] izfrc/kksa ;k vuqiky dks lwpuk izkIr djus okys O;fDr ;k mls iz/kku vf/kdkjh ;k vU; vf/kdkjh ;k mlls lacaf/kr fdllh vU; O;fDr ij vf/kjksfir djuk (

¼Pk½ lwpuk izkIr djus okys O;fDr dks psrkouh nsuk (

36- flQkfj”k ij dkjZokbZ djus dh izfØ;k -& ¼1½ vfHkfgr izkf/kdkjh ls dkjZokbZ djus dh flQkfj”k djus okyh fjiksVZ izkIr gksus ij vfHkfgr lnL; ij ml ij fopkj djsxk vkSj lwpuk izkIr djus okys O;fDr dks ,d dkj.k crkvksa lwpuk] ftlds lkFk vfHkfgr izkf/kdkjh }kjk izLrqr dh xbZ fjiksVZ dh ,d izfr layXu gksxh vkSj ftlesa lwpuk izkIr djus okys O;fDr ls bl ckjs esa fd ml ds fo:) dksbZ dkjZokbZ] ftlds varxZRk leqfpr funsZ”k ikfjr djuk Hkh gS] D;ksa ugha dh tkuh pkfg,] fyf[kr vH;kosnu izLrqr djus dh vis{kk dh xbZ gks] tkjh djsxkA

¼2½ lwpuk izkIr djus okyk O;fDr] lwpuk izkfIr ds bDdhl fnu ds Hkhrj vfHkfgr lnL; dks ,d mÜkj Hkstsxk tks ml mÜkj ij ;fn lwpuk izkIr djus okys O;fDr ls izkIr gksrk gS] fopkj djus vkSj ml O;fDr dks lquokbZ dk volj nsus ds lk”pkr] ;FkklaHko “kh?kzrk ls leqfpr vkns”k ikfjr dj ldsxk vkSj lwpuk dk mÜkj izkIr gksus ;k lquokbZ dh rkjh[k ls ,d lkS chl fnu ds Hkhrj vkns”k ikfjr djus dk iz;kl fd;k tk,xkA

¼3½ vfHkfgr lnL;] tgka iz"uxr fo'k;oLrq lkjoku :lk ls leku ;k le:lk izd'fr dh gS] lwpuk izklr djus okys vusd O;fDr;ksa ds laca/k es ,d leku vkns"k ikfjr dj ldsxkA

37- vkns'k dh lalwpuk-& ¼41½ bu fofu;eksa ds v/khu fdlh vfHkfgr izkf/kdkjh }kjk nh xbZ izR;sd fjksVZ vkSj vfHkfgr lnL; }kjk fd;s x;s izR;sd vkns"k] rkjh[k lfgr gLrk{kfjr gksxkA

¼2½ bu fofu;eksa ds v/khu ikfjr vkns"k dh izfr lsokfuo`fÜk lykgdkj ;k lacaf/kr O;fDr dks Hksth tk,xh vkSj mls izkf/kdj.k dh osclkbV ij Hkh Mkyk tk,xkA

38- 'kkfLr vkSj U;k;fu.kZ;u-& lsokfuo`fÜk lykgdkj ;k fdlh lacaf/kr vU; O;fDr ij "kkfLr dk vf/kjksi.k] ;fn dksbZ gks] vf/kfu;e vkSj isa"ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k ¼4U;k; fu.kkZ;d }kjk tkap dh izfØ;k½ fofu;e] 2015 ds izko/kkuksa ds vuqlkj fd;k tk,xkA

39- izfrHkwfr vihy vf/kdj.k dks vihy-& lsokfuo`fÜk lykgdkj ;k dksbZ vU; lacaf/kr O;fDr] ;fn vfHkfgr lnL; }kjk ikfjr fdlh vkns"k ls vlarq`V gS] rks og vf/kfu;e dh /kkjk 36 dh mi/kkjk ¼41½ ds v/khu izfrHkwfr vihy vf/kdj.k ds le{k vihy dj ldsxkA

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Li`Vhdj.k & bl v/k; ds iz;kstuksa ds fy,] &
¼4d½ ^^vfHkfgr izkf/kdkjh^^ fofu;e 32 ds mifofu;e ¼41½ ds v/khu fu;qDr izkf/kdj.k dk dksbZ vf/kdkjh vfHkizsr gS(¼4[k½ ^^ vfHkfgr lnL; ** izkf/kdj.k dk RkRiz;ksTkukFkZ v/;{k ;k dksbZ iw.kZ&dkfyd lnL; vfHkizsr gS(¼4x½ ^^lwpuk izklr djus okyk O;fDrk** ls ,slk O;fDr vfHkizsr gS ftls bl v/k; ds v/khu lwpuk tkjh dh xbZ gSA v/k; VI

fofo/k
40- Ikzkf/kdj.k dh Li"Vhdj.k bR;kfn tkjh djus dh 'kfDr -& bu fofu;eksa ds ykxw fd;s tkus ;k muds fuoZpu esa dh fdUgh dfBukb;ksa dks nwj djus ds fy, ;k fdlh vU; fo'k; ds fy,] izkf/kdj.k dks fVIi.k ;k ifji=ksa ds :lk esa Li`Vhdj.k vkSj ekxZn"kZd fl)kar tkjh djus dh "kfDr gksxh tks lsokfUko`fÜk lykgdkj ;k mlls lacaf/kr fdlh O;fDr ij ck/dj gksaxsA 41- izkf/kdj.k dh fofu;e 16 ds v/khu vfHkKkr laLFkk ds laca/k esa 'kfDr -& izkf/kdj.k ds ikl fofu;e 16 ds varxZr vfHkKkr laLFkk }kjk fy;s x;s fdUgh fu.kZ;[kas] dkjZokbZ dks mikarfjr] ifjofrZr vkSj fu'izHkko djus dk vf/kdkj gksxkA 42- izkf/kdj.k dh funsZ`k tkjh djus dh 'kfDr -& ¼41½ bu fofu;eksa ds v/khu tkjh fdlh vkns"k ij izfrdwy izHkko Mkys fcuk izkf/kdj.k] vfHknkrkvksa ds fgr esa ;k lsokfuo`fÜk lykgdkj ds mfpr izca/ku dks lqfuf'pr djus ds iz;kstukFkZ vko";d funsZ`k ftls izkf/kdj.k ekeys dh ifjLFkfr;ksa esa mfpr vkSj lgh le>s] tkjh dj ldsxkA ijarq izkf/kdj.k dksbZ funs`k tkjh djus ls iwoZ lacaf/kr O;fDr dks lquokbZ dk ;qfDr;qDr volj iznku djsxk% ijarq bls vfrrjDr ;fn ifjLFkfr;ksa ds dkj.k dksbZ varfje funs`k "kh?kz tkjh djuk visf{kr gqvk rks izkf/kdj.k funsZ`k tkjh djus ds ckn "kh?kz gh lacaf/kr O;fDr dks fcuk fdlh lE;d foyEc ds] viuk i{k j[kus ds fy;s mi;qDr volj nsxkA gsear th- dkaV^sDVj] v/;{k

[foKkiu&III@vlk-@142]

izFke vuqlwph

izi= d

ih,QvkjMh, ¼4lsokfuo`fÜk lykgdkj½ fofu;e] 2016

¼4fofu;e 3 vkSj 11 ns[ksa½

lsokfuo`fÜk lykgdkj ds :lk esa jftLV^ahdj.k@uohuhdj.k izek.ki= vuqnÜk fd;s tkus gsrq vkosnu

ih,QvkjMh,] ch&14@,] N=ifr f`kokth Hkou] dqrqc laLFkkxr {ks=} dVofj;k ljk;] ubZ fnYyh & 110056

funsZ`k

1-;g izi= vkosnd }kjk] lsokfuo`fÜk lykgdkj ds :lk esa jftLV^ahsdj.k izek.k i= vuqnRr fd;s tkus ds fy, mi;ksx gsrq fu;r gSA

2- vkosnd bl izi= dks iw.kZ :lk ls HkjDj] lg;ksxh nLrkostksa ds lkFk izkf/kdj.k dks bls ubZ fnYyh vOkfLFkr eq[;ky; ij tek dj;k tkuk pkfg,A

3- vkosnu izi= dks bu fofu;eksa ds vuq:lk gh ntZ dj;k tkuk pkfg,A

4- vkosnu ij] ;fn og lHkh vk;keksa esa iw.kZ gS] izkf/kdj.k }kjk fopkj fd;k tk,xkA

5- lHkh tkudkjH lqLi`V@lqikB~; gksuh pkfg, vkSj izi= ds lHkh i`Bksa ij i`Bla[;k ds lkFk izR;sd i`B ij gLrk{kj vkSj eqgj gksuh pkfg,A

6 ,slh tkudkjH fls vf/kd fooj.k ds lkFk nsuk vko”;d gks i`Fkd i`B ij nh tk;sxh tks fd vkosnu izi= ds lkFk layXu gksuh pkfg, vkSj mfpr rjhds ls O;ofLFr Øe esa gksA

7-vkosnu gLrk{kfjr gksuk pkfg,A

8-vkosnu ds lkFk bu fofu;eksa dh f}rh; vuqlwph esa ;Fkk fofufnZ`V vkosnu Qhl gksuh pkfg,A

¹ Hkkx IIIµ[k.M 4 ^o	Hkkjr dk jkti=k % vLk/kj.k	15
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lkekU; tkudkjH

¹/₄d¹/₂ vkosnd dk uke] iathd`r dk;kZy; dk irk] i= O;ogkj ds fy, irk vkSj dkjckj dk iz/kku LFkku] nwjHkk`k la[;k] QSDl ua0] bZ&esy dk irk nLrkostks lfgrA

¹/₄[k¹/₂ D;k vkosnu jftLV^ahdj.k@uohuhdj.k ds gsrq gSA ;fn vkosnu izek.ki= ds uohuhdj.k gsrq gS rks jftLV^ahdj.k la[;k miyC/k dj;k;sA

¹/₄x¹/₂ lEidZ O;fDr ¹/₄;ksa¹/₂ dk uke] VsfyQksu uEcj] eksckbYk uEcj vkSj bZ&esyA

¹/₄?k¹/₂ vkosnu dh fof/kd volajpuk & D;k vkosnd ,d LoRo/kkjH gS] fuxfer fudk; gS ¹/₄daiuh lfgr¹/₂] lk>snkjH O;olkf;d la?k ;k lhfer ns;rk,a lk>snkjH ;k laLFkk ;k U;k] gSA

¹/₄³ ¹/₂ D;k vkosnd ,d cSad@,uch,Qlh gSA

¹/₄p¹/₂ LFkkiuk@fuxehdj.k dk LFkku vkSj frfFk] ;fn dksbZ gks] ;fn vkosnd Hkkjr ds ckgj dgha fuxfer gS rks ,sls fuxehdj.k dk fooj.k A

¹/₄N¹/₂ D;k vkosnd bu fofu;eksa ds varxZr vkosnu fd;s tkus ls iwoZ lsokfuo`fÜk lykgdkjH; lsok;sa nsus esa izo`Ük jgk gSA

¹/₄t¹/₂ D;k vkosnd fdLH Hkh /kkfjrk esa lsch] vkjchvkbZ]vkbZvkjMh, ;k ih,QvkjMh, ds lkFk esa iathd`r gS] ;fn gka] rks ,sls jftLV^ahdj.k dk fooj.k

¹/₄>¹/₂ vkosnd dh xfrfof/k;ksa ls lacaf/kR ,d leh{kks ys[k

¹/₄`<sup>1</sup>/<sub>2</sub> uohuhdj.k vkosnu ds fy,] fo|eku lsokfuo`fÜk lykg lsokvksa ftuesa vfHknkrk dh la[;k vkSj izdkj] ijke”kZ ds v/khu vkfLr;ka] jktLo] ykHkiznrk] mRikn@lsokfuOk`fÜk mRikn ftl ij lykg miyC/k djkbZ xbZ bR;kfn lekfo`V gS] dk fooj.k miyC/k dj;k;sa¹/₂

¹/₄r¹/₂ fofu;e 7 ds varxZr ;Fkk fofufnZ`V vf/kd`r laLFkku ls izkIr izek.khdj.k dk fooj.k] tgka ykxw gksA

1-vkosnd dk fooj.k ¹/₄mi;qZDr lkekU; tkudkjH ds vfrfjDRk¹/₂

¹/₄ dsoy mlh vuqHkkx dk gh fooj.k miyC/k dj;k;sa tks vki ij ykxw gks ¹/₂

I tgka vkosnd ,d dEiuh gks] ds ekeys esa %

1-i.k/kkfjrk i)fr vkSj funs”kdksa dh i`BHkwfe ¼funs”kdksa ds igpku vkSj vkokl ds irs ds lk{; layXu djsa½ A

2-vkosnd ds deZpkfj;ksa dh vkSj izfrfuf/k;ksa dh la[;k ¼vkxs pydj tks ^izfrfuf/k;ksa* ds :Ik esa tkus tk,axs½ tks vkosnd dh vksj ls bu fofu;eksa ds varxZr Isokfuo`fÜk lykg dks izLrkfor izfriknu@izfrikfnr djsaxsA

3-vkosnd }kjk ;g mn?kks`k.kk fd mlds izfrfuf/k orZeku esa fofu;e 7 esa fofufnZ`V izek.khdj.k vkSj vgZrk laca/kh vis{kkvksa ds lkFk vke)dj gSaA

4-vkosnd)kjk ;g mn?kks`k.kk fd og lg lqfuf”pr djsxk fd mlds lHkh izfrfuf/k ij fofu;e 7 esa fofufnZ`V izek.khdj.k vkSj vgZrk laca/kh ;ksX;rkvksa dk lHkh le; vuqiky djsaA

5-jftLV`hdj.k la[;k ds lkFk lsch] vkjchvkbZ]vkjMh,vkbZ ;k ih,QvkjMh, ds lkFk jftLV`hd`r lac) daifu;ksa dh lwphA

6-;fn vkosnd ,d cSad ;k ,ch,Qlh gS] rks Isokfuo`fÜk lykg Isok,a vkjaHk djus gsrq vkjchvkbZ ls vuqeksnu dh izfrA

7-,d lunhys[kkdj ls “kq) ekfy;r izek.ki=] tks fd N% ekg ls vf/kd iqjuk u gksA

Ñi;k /;ku ns fd izek.ki= esa lunhys[kkdj dh lnL;rk la[;k vfuok;Z :Ik ls lekfo`V gksA

II;fn vkosnd ,d LokfeRo izfr"Bku] lk>snkj dhEiuh ;k lhfer ns;rkvksa okyh lk>snkj gS] ds ekeys esaA

1-LoRo/kkj dh uke] Isokfuo`fÜk lykg esa “kkfey@”kkfey gksus ds fy, izLrkfor lk>snkjksa ds uke vkSj ykHkizn LokfEkRo i)fr ¼lk>snkjksa ds igpku vkSj vkokl ds irs ds lk{; layXu djsa½

2-D;k mijksDr of.kZr LoRo/kkfj;ksa ;k lk>snkjksa ds ikl gS %&

16	THE GAZETTE OF INDIA : EXTRAORDINARY	[PART III—SEC. 4]
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¼d½ O;olkf;d vgrkZ ;k LukrdsÜkj fMxzh ;k foÜk] ys[kk”kkL=] okf.kT;] vFkZ”kkL=] iwath cktkj] cSafdux] chek ;k thoukafddh esa fdll fo”fofky; ls ;k dsUnzh; ljdkj ;k jkT; ljdkj ;k ekU;rkizkIr ;k ekU;rkizkIr fdll laLFkku ;k fons”kh fo”fofky; ;k laLFkku ;k laxBu ls LukrdsÜkj mikf/ki=(;k

¼[k½foRrh; mRiknksa ;k Isokfuo`fÜk ds mRiknksa ;k vkfLr;ksa ;k iksVZQksfy;ksa izca/ku esa alykg ls lacaf/kr xfrfuf/k;ksa esa de ls de ikap o`kZ ds vuqHko ds lkFk fdll Hkh fo`k; esa Lukrd ¼lefFkZr nLrkostksa dh Lo;a izekf.kr izfr;ka miyC/k dj;sa½A

3-fofu;e 7 ds vuq;Ik mDr lk>snkjksa }kjk izkIr fd;s x;s izek.khdj.k dh izfr A

4-;g mn?kks`k.kk fd mDr LoRo/kkj dh uke] Isokfuo`fÜk lykg esa “kkfey@”kkfey gksus ds fy, izLrkfor lk>snkjksa ds uke vkSj ykHkizn LokfEkRo i)fr ¼lk>snkjksa ds igpku vkSj vkokl ds irs ds lk{; layXu djsa½

5-vkfLr;ksa vkSj ns;rkvksa dh foojf.kdk vkSj LoRo/kkj dh uke] Isokfuo`fÜk lykg esa “kkfey@”kkfey gksus ds fy, izLrkfor lk>snkjksa ds uke vkSj ykHkizn LokfEkRo i)fr ¼lk>snkjksa ds igpku vkSj vkokl ds irs ds lk{; layXu djsa½

Ñi;k /;ku ns fd izek.ki= esa lunhys[kkdj dh lnL;rk la[;k vfuok;Z :Ik ls lekfo`V gksA

IIIvkosnd ,d fuxfer fudk; gksus ds ekeys esa ¼dEiuh vkSj lhfer ns;rkvksa okyh lk>snkj ds vfrfjDr½ %

1-i.k/kkfjrk i)fr vkSj funs”kdksa dh i`BHkwfe ¼funs”kdksa ds igpku vkSj vkokl ds irs ds lk{; layXu djsa½ A

2-D;k vkosnd dks dsUnzh; ljdkj ;k jkT; fo/kkueaMy ds fdll vf/kfu;e ;k dkuwuksa ds varxZr LFkkfir ;k fufeZr fd;k x;k gS vkSj D;k vkosnd dks Isokfuo`fÜk lykgdjk ds :Ik esa dk;Z djus ds fy, vuqeksfnr fd;k x;k gS ¼laf/kr lafof/k@vf/kfu;e ds lqlaxr m)j.k dks layXu djsa½

3-vkosnd ds deZpkfj;ksa dh vkSj izfrfuf/k;ksa dh la[;k ¼vkxs pydj tks ^izfrfuf/k;ksa* ds :Ik esa tkus tk,axs½ tks vkosnd dh vksj ls bu fofu;eksa ds varxZr lsokfuo`fÜk lykg dks izLrkfor izfriknu@ izfrikfnr djsaxsA

4-vkosnd }kjk ;g mn?kks`k.kk fd mlds izfrfuf/k orZeku esa fofu;e 7 esa fofufnZ`V izek.khdj.k vkSj vgZrk laca/kh vis{kkvksa ds lkFk vke)dj gSaA

5-vkosnd)kjk ;g mn?kks`k.kk fd og lg lqfuf`pr djsxk fd mlds lHkh izfrfuf/k ij fofu;e 7 esa fofufnZ`V izek.khdj.k vkSj vgZrk laca/kh ;ksX;rkvksa dk lHkh le; vuqiky djsaA

6-,d lunhys[kkdj ls “kq) ekfy;r izek.ki=] tks fd N% ekg ls vf/kd iqjkuk u gksA

Ñi;k /;ku ns fd izek.ki= esa lunhys[kkdj dh lnL;rk la[;k vfuok;Z :Ik ls lekfo`V gksA

iv- vkosnd ,d O;f`V gksus ds ekeys esa %

¼1½ vkosnd dk uke] LFkk;h irk] i= O;ogkj dk irk] dkjckj dk iz/kku LFkku] VsfyQksu uEcj ¼jksa½] QSDI uEcj ¼jksa½] bZ&esy dk irk] nLrkosth lk{; ds lkFk A

¼2½ D;k vkosnu jftLV^ahdj.k@uohuhdj.k gsrq fd;k x;k gS] ;fn vkosnu] izek.ki= ds uohuhdj.k gsrq gS rks jftLV^ahdj.k la[;k miyC/k dj;sa A

¼3½ lefFkZr nLrkostksa ;Fkk & vad rkfydk] izek.ki= bR;kfn ds lkFk “kS{kf.kd vgZrk,asA

¼4½ lefFkZr nLrkostksa ;Fkk& vad rkfydk] izek.ki= bR;kfn ds lkFk o`fÜkd vgZrk,a] tgka ykxw gksA

2-dkjckj dh ;kstuk

1-izLrkfor dkjckj ;kstuk vkSj mls izkIr djus ds lk/ku

2-vfHknkrkvksa ds tksf[ke i`BHkwfe vkSj lykg dh mi;qDrrk dk vkadyu djus ds fy, izfØ;k

3-vk/kkjHkwr volajpuk dk fooj.k

1-dk;kZy; LFky dk fooj.k] dk;kZy; midj.k] QuhZpj vkSj fLFkjr] IEizs`k.k lqfo/kk,a] vuqla/kku {kerk] lsokfuo`fÜk lykgdkj lsok,a vkjaHk djus ds fy, vuqla/kku lkW¶Vos;jA

2-;g mn?kks`k.kk fd vkosnd ds ikl lsokfuo`fÜk lykgdkj dh xfrfof/k;ksa ds izHkkoh fu`iknu gsrq vko”;d vk/kkjHkwr volajpuk ekStwn gSA

¹Hkkx IIIµ[k.M 4°	Hkkjr dk jkti=k % vlk/kj.k	17
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4-dk;Zdkjh lsok,a

1-;fn vkosnd ,d fuxfer fudk; gS] Li`Vr;k mYysf[kr djsxk fd D;k vkosnd vius vfHknkrkvksa dks lsokvksa ds forj.k vkSj fu`iknu dks izLrkfor djrk gS

2-;fn gk;] vkosnd dks ;g mn?kks`k.kk miyC/k dkjuh iM+rh gS fd lsok,a v/khuLFk ;k i`Fkd :Ik ls vfHkKs; foHkkx ;k vuqHkkx ds }kjk izLrkfor dh tk jgh gSaA

5-vU; tkudkj@mn~?kks"kk.kk,a@fofu;ked dkjZokbZ

¼d½ foxr ikap o`kksZa esa yfEcr vkSj pqdrk lHkh fooknksa dk fooj.k

¼k½ D;k vkosnd ls izR;{k ;k vizR;{k :Ik ls lacaf/kr fdlh O;fDr ds jftLV^ahizek.k i= vuqnÜk fd;s tkus gsrq vkosnu dks izkf/kdj.k }kjk iwoZ esa vLohdkj fd;k x;k gS] ;fn gk;] rks mldk fooj.k nsA

¼x½ D;k vkosnd ls izR;{k ;k vizR;{k :Ik ls lacaf/kr fdlh O;fDr ds fo:) vf/kfu;e ;k mlds v/khu fufeZr fofu;eksa ds varxZr izkf/kdj.k ;k fdlh vU; fofu;ked izkf/kdj.k ;k ljdkj us vkosnu fd;s tkus dh rkjh[k ls foxr ikap o`kksZa esa vuq`kklukRed dkjZokbZ ;k vojks/k] fu`dklu ;k fu`ks/kkRed vkns`k ;k ,slh dh izd`fr dk dksbZ vU; vkns`k ikfjr fd;k

isa”ku fuf/k fofu;ked izkf/kdj.k vkSj fodkl dh vksj ls vkSj ds fy,

f}rh; vuqlwph

ih,QvkjMh, ¼lsokfuo`fÜk lykgdkj½ fofu;e] 2016 ¼fofu;e 9 ns[ksa½

Qhl

1-izR;sd O;fDrxr vkosnd :Ik;s ikap lkS dh vizfrns; vkosnu Qhl dk lank; djsxk vkSj izR;sd vkosnd] O;fDrxr vkosndksa ds vfrfjDr] jftLVªhdj.k izek.k i= vuqnRr ;k uohuhdj.k fd;s tkus gsrq vkosnu i= ds lkFk :Ik;s ikap gtkj dh vizfrns; Qhl dk lank; djsxkA

2-,sls vkosnd tks O;fDrxr :Ik ls vkosnu djrs gSa] izkf/kdj.k }kjk izek.ki= vuqnRr ;k uohuhdj.k fd;s tkus ds le; jftLVªhdj.k ;k uohuhdj.k Qhl ds :Ik esa dqy ,d gtkj :i;s dk lank; djsxkA

3-,sls vkosnd tks fd dEiuh@fuxfer fudk;@ iathd`r U;kl@laLFkk gSa] izkf/kdj.k }kjk izek.ki= vuqnRr ;k uohuhdj.k fd;s tkus ds le; jftLVªhdj.k ;k uohuhdj.k Qhl ds :Ik esa dqy nl gtkj :i;s dk lank; djsxkA

4-ifjPNsn 2 vkSj 3 esa mYystf[kr Qhl] izkf/kdj.k ls lwpuk izkfkr dh frfFk ls 15 fnu ds vi”pkr ^isa”ku fuf/k fofu;ked vkSj fodkl izkf/kdj.k^^ ds uke ubZ fnYyh esa ns; ekax MªkQ~V ;k cSadj psd }kjk ;k tSlk izkf/kdj.k }kjk le;≤ ij fofufnZ’V fd;k tk;s] ns; gksxkA

5-bl vuqlwph ds varxZr Qhl dh jkf”k dks izkf/kdj.k }kjk le;≤ ij mi;qDr ifji=ksa] funsZ”ksa ;k vf/klwpukvksa dks tkjh djs la”kksf/kr fd;k tk ldsxkA vkosnd dks izkf/kdj.k }kjk ;Fkk vf/klwfr ykxw Qhl dk lank; djuk visf{kr gksxkA

r`rh; vuqlwph

ih,QvkjMh, ¼lsokfuo`fÜk lykgdkj½ fofu;e] 2016 ¼fofu;e 15 ds mifofu;e ¼14½ dks ns[ksa½

lsokfuo`fÜk lykgdkj ds fy, vkpkj lfgark

1-IR;fu"Bk vkSj fu"i{krk

,d lsokfuo`fÜk lykgdkj lHkh le; ij vius vfHknkrkvksa ds loksZRre fgr vkSj jk’Vªh; isa”ku iz.kkyyh vkSj isa”ku lsDVj ds Øec) fodkl gsrq bZekunkjh] IR;fu”Bk vkSj fu”i{krk ds lkFk dk;Z djsxkA

2-rRijrk

lsokfuo`fÜk lykgdkj vfHknkrkvksa ds loksZRre fgr esa lE;d dkS”ky] lko/kkuh vkSj rRijrk ds lkFk dk;Z djsxk vkSj ;g lqfuf”pr djsxk fd xgu fo”ys”k.k vkSj miyC/k fodYiksa dks /;ku esa j[krs gq, lykg izLrqr djsA

3-{kerk

Lksokfuo`fÜk lykgdkj ds ikl mi;qDr lalk/ku] tks fd mldh dkjckj xfrfof/k;ksa ds izHkkoiw.kZ fu’iknu gsrq vko”;d gS] gksaxs vkSj mUgsa og izHkkodkj <ax ls fu;ksfr djsxkA

4-laHkkfor vfHknkrkvksa@vfHknkrkvksa ds ckjs esa tkudkj

lsokfuo`fr lykgdkj vius laHkkfor vfHknkrkvksa ;k vfHknkrkvksa ls miyC/k djkbZ tkus okyh lykg ls lqlaxr mudh foÜkh; fLFkfr] fuos”k vuqHkoksa vkSj lsokfuo`fÜk y{;ksa ds ckjs esa tkudkj izkIr djsxk vkSj ,slh tkudkj ds laca/k esa loksZPp xksiuh;rk cuk;s j[ksxkA

¹Hkkx IIIµ[k.M 4º	Hkkjr dk jkti=k % vlk/kj.k	19
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5-vius vfHknkrkvksa dks tkudkj

lsokfuo`fÜk lykgdkj vius laHkkfor vfHknkrkvksa ;k vfHknkrkvksa ds lkFk O;ogkj djrs le; lqlaxr okLrfod tkudkjh dk lk;kZlr izdVhdj.k lqfuƒ’pr djsxkA

6-mfpr vkSj rdZlaxr izHkkj

lsokfuo`fÜk lykgdkj ,d laHkkfor vfHknkrk dks ijke”kZ miyC/k djrs le;] izkf/kdj.k }kjk ;Fkk fofufnZ’V mifj lhek ds v;/khu] ;fn dksbZ gks] Qhl izHkkkfjr dj ldrk gSA lsokfuo`r lykgdkj ;g lqfuƒ’pr djsxk fd vfHknkrkvksa ls yh tkus okyh Qhl mfpr vkSj rdZlaxr gksA

7-fgr la?k”kZ

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PENSION FUND REGULATORY AND DEVELOPMENT AUTHORITY
NOTIFICATION

New Delhi, the 13th June, 2016

Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016

No. PFRDA/12/RGL/139/1.—In exercise of the powers conferred by sub-section (1) of Section 52 read with clause (w) of sub-section (2) thereof and clause (d) of sub-section (2) of section 14 of the Pension Fund Regulatory and Development Authority Act, 2013 (23 of 2013), the Pension Fund Regulatory and Development Authority hereby makes the following regulations, namely:—

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CHAPTER I

PRELIMINARY

1. Short title and commencement .- (1) These regulations may be called the Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016.

The objective of the regulations is to provide a framework for eligibility, registration process, fees etc. of Retirement Adviser and to define the scope of work and responsibility of the Retirement Adviser to ensure orderly growth of pension sector.

2. Definitions.- In this regulation, unless the context otherwise requires,—

(i) “Act” means the Pension Fund Regulatory and Development Authority Act , 2013 (23 of 2013); (ii) “any other pension scheme” means any other pension scheme referred to in clause (b) of sub-section (1) of section 12 of the Act;

(iii) “Auditor” means a person who is qualified to audit the accounts of a company under Section 224 of the Companies Act, 1956 (1 of 1956) or appointed under Section 139 of the Companies Act, 2013.

(iv) “Authority” means the Pension Fund Regulatory and Development Authority established under sub-section (1) of section 3 of the Pension Fund Regulatory and Development Authority Act, 2013;

(v) “Chairperson” means the Chairperson of the Authority;

(vi) “Company” means any entity formed and registered under Companies Act, 1956 or incorporated under the Companies Act, 2013.

(vii) “Compliance Officer” shall be a person of responsibility from a Retirement adviser, and designated as such, duly responsible for monitoring compliance of the provisions of Act, rules and regulations, notifications, guidelines, instructions, etc., issued by the Authority or the Central Government from time to time and for redressal of subscriber grievances.

(viii) “Fees and charges” means fees and charges payable as remuneration for services rendered by intermediaries under National Pension System.

(ix) “Member” means member of the Authority and includes its Chairperson.

(x) “Prospects” means any prospective subscriber or group of subscribers of National Pension System or any organisation or corporate or employer which desires to implement National Pension System for its employees or has implemented such pension system for its employees.

(xi) “Retirement adviser” means any person being an individual, registered partnership firm, body corporate, or any registered trust or society, which desires to engage in the activity of providing advice on National Pension System

or other pension scheme regulated by Authority to prospects/subscribers or other persons or group of persons and is registered as such under these regulations.

(2) Words and expressions used and not defined in these regulations but defined in the Act, shall have the meanings respectively assigned to them in the Act.

CHAPTER II

REGISTRATION OF RETIREMENT ADVISERS

3. Application for grant of certificate.- (1) On and from the commencement of these regulations, any individual, firm or a corporate body or any registered trust or society, acting as a retirement adviser or desirous of acting as such or holding himself or itself out as a retirement adviser by providing or disseminating advice in any manner, either oral or in writing on National Pension System (NPS) or any pension scheme regulated by the Authority, to any potential or existing subscriber, with the object of facilitating opening of new accounts or offering advisory services to existing subscribers, shall obtain a certificate of registration to act as a retirement adviser from the Authority as provided under these regulations :

(2) An application for grant of certificate of registration shall be made in Form A as specified in the First Schedule to these regulations and shall be accompanied by a non-refundable application fee to be paid in the manner specified in Second Schedule.

4. Exemption from registration.- (1) The following persons or entities shall not be required to seek registration under regulation 3 subject to the fulfilment of the conditions stipulated therefor, —

(a) Any intermediary or entity regulated by the Authority.

(b) Any other entity as may be specified by the Authority other than specified under sub-regulation (2)

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(2) The following persons or entities shall not be required to obtain a certificate of registration subject to the fulfilment of the conditions stipulated therefor, —

(a) Any advocate, solicitor or law firm, who provides retirement advice to their clients, incidental to their legal practice;

(b) Any member of Institute of Chartered Accountants of India, Institute of Company Secretaries of India, Institute of Cost and Works Accountants of India, Institute of Actuaries of India or any other professional body as may be specified by the Authority, who provides retirement advice to his clients, incidental to his professional service;

(c) Any other entity as may be specified by the Authority.

Provided that such persons or entities shall comply with the general obligation(s) and responsibilities as specified in these regulations and shall be fully liable for any defaults, as provided under these regulations, notwithstanding that such persons or entities have not obtained or granted any certificate of registration under these regulations:

5. Furnishing of further information, clarification and personal representation.- (1) The Authority may require the applicant to furnish further information or clarification regarding matters relevant to retirement advisory services for the purpose of consideration of the application filed under sub-regulation (2) of regulation 3.

(2) The applicant or his authorised representative, if so required, shall appear before the Authority for personal representation in regard to processing and grant of registration or exemption where so applicable.

6. Consideration of application and eligibility criteria.- For the purpose of the grant of certificate, the Authority shall take into account all matters which are relevant to the grant of certificate of registration and in particular the following, namely, —

- (a) whether the applicant is an individual, a body corporate or a registered partnership firm or society or trust registered under applicable law;
- (b) where the applicant is a body corporate, all the representatives of the applicant who provide retirement advice are appropriately qualified and certified as specified in regulation 7;
- (c) Where the applicant is a proprietary concern, firm, limited liability partnership or trust or society, proprietors or all partners or majority of trustees or members of the society who are engaged in giving retirement advice are qualified and certified as specified in regulation 7;
- (d) whether the applicant has the necessary infrastructure to effectively discharge the activities of a retirement adviser;
- (e) whether the applicant or any person directly or indirectly connected with the applicant has in the past been refused certificate by the Authority in regard to any functions or as an intermediary and if so, the grounds for such refusal;
- (f) whether any disciplinary action or other measures have been taken by the Authority or any other regulatory authority or by a government department or by any entity in the financial sector or by any professional body or institution against any person or entity, either directly or indirectly connected with the applicant under the respective Act, rules or regulations made thereunder in the past five years immediately preceding such application or such person has been convicted by any court for commission of any economic offence or involving moral turpitude in the past five years immediately preceding such application ;
- (g) any other criteria that may be notified by the Authority, as may be deemed fit in the interest of subscribers.

7. Qualification and certification requirement.-

- (a) The individual, proprietor, partners, trustees, members and representatives of a retirement adviser registered under these regulations, offering retirement advice shall possess the minimum qualifications of that being a Graduate in any discipline, at all times, and;
- (b) Individuals and the proprietor, partners, trustees, members and representatives of retirement advisers to ensure that the individuals offering retirement advice shall, at all times, possess a valid certification on retirement planning or retirement advisory services from an Institute accredited by the Authority.

Provided that such certification shall not be mandatory in the following cases:

- (i) an Investment Adviser registered with Securities and Exchange Board of India under its regulations
- (ii) any Certified Financial Planner (CFP) or Associate Financial Planner (AFP)- Retirement Planning Certification/s, awarded by Financial Planning Standards Board India (FPSB India)
- (iii) any other cases as specified by Authority.

Provided further that fresh certification or renewal of the existing certificate through completing continuous professional education by the accredited institute must be obtained before expiry of the validity of the existing

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certificate to ensure continuity in compliance with certification requirements.

8. Security Deposit.- (i) Retirement Advisers which are body corporate or partnership firm or any registered trust or society, on registration shall provide security deposit in the form of bank deposit or performance guarantee of Rs. one lac to the Authority before commencement of its business. The deposit/ Guarantee shall be valid for a period of six months beyond the original or renewed period of registration so granted. Such security deposit or guarantee shall be issued by a scheduled commercial bank and where any bank is offering services of a retirement adviser, then security deposit shall be issued by another scheduled commercial bank.

(ii) Retirement Advisers who are individuals or carrying on proprietary concerns, upon registration shall provide security deposit in the form of bank deposit or performance guarantee of Rs. ten thousand to the Authority before commencement of business. The bank deposit/Guarantee shall be valid for a period of six months beyond the original or renewed period of registration period so granted. The registration is liable to be cancelled if such deposit is not received within the time stipulated by the Authority, unless extended.

9. Grant of certificate of registration.- The Authority on being satisfied that the applicant satisfies and complies with the requirements specified in regulation 6 shall send intimation to the applicant and on receipt of the payment of registration/renewal fees as specified in Second Schedule, shall grant a certificate of registration in Form B as specified under First Schedule, subject to observance of such terms and conditions accompanying such certificate of registration.

10. Period of validity of certificate.- The certificate of registration granted under regulation 9 shall be valid for a period of three years from the date of its issue.

11. Renewal of certificate.- (1) Three months before the expiry of the period of validity of the certificate, the retirement adviser may, if he so desires, make an application in Form A for grant of renewal of certificate of registration

(2) The application for renewal under sub-regulation (1) shall be dealt with in the same manner as if it were an application made under sub-regulation (2) of regulation 3 for grant of certificate.

Provided however that the Authority may also take into consideration, the performance of the retirement adviser during the original period of certification including the number of new accounts opened.

(3) . In case the application for renewal is not received within the time period stipulated in sub-regulation (1), the Authority may consider the application on receipt of the same along with the late fee as specified by the Authority. No application for renewal shall be accepted beyond a period of one hundred and eighty days from the date of expiry of existing registration.

(4) An existing Retirement Adviser shall have no special rights or privilege for grant of such renewal by the Authority.

(5) The Authority may if it deems fit, exempt at the time of renewal, any existing Retirement Adviser from satisfying any of the eligibility conditions, for reasons to be recorded in writing and such exemption may be granted with or without any conditions.

12. Procedure where registration is refused.- (1)After considering an application made under regulation 3, if the Authority is of the opinion that a certificate should not be granted to the applicant, it may reject the application for reasons to be recorded in writing. The Authority may before rejecting the application give the applicant a reasonable opportunity of curing the deficiencies within a specified time period.

(2) The decision of the Authority to reject the application shall be communicated to the applicant within thirty days of such decision.

(3) Where an application for a certificate of renewal is rejected by the Authority, the applicant shall forthwith cease to act as a retirement adviser certified by Authority :

Provided that nothing contained in this regulation shall affect the liability of the applicant towards the subscribers associated with it, under law.

13. Conditions of certificate.—The certificate granted under regulation 9 shall, inter alia, be subject to the following conditions:—

(a) the retirement adviser shall abide by the provisions of the Act and these regulations and features of National Pension System;

(b) the retirement adviser shall forthwith inform the Authority in writing, if any information or particulars previously submitted to the Authority are found to be false or misleading in any material particulars or if there is any material change in the information already submitted;

(c) the retirement adviser shall include the words ‘retirement adviser ’ in its name:

(d) Provided that if the retirement advisory service is being provided by a separately identifiable department or division or a subsidiary, such separately identifiable department or division or subsidiary shall include the words ‘retirement adviser ’ in its name;

14. Suspension and Cancellation of Certificate of Registration.— The certificate of registration issued to the Retirement Adviser shall be liable to be suspended, withdrawn, revoked or cancelled, as the case may be in the

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following cases, namely if the Retirement Adviser :

(a) fails to comply with any of the conditions subject to which the certificate has been granted;

(b) contravenes any of the provisions of the Pension Fund Regulatory and Development Authority Act, 2013, the regulations made thereunder and such other guidelines or directions issued by the Authority from time to time; or;

(c) fails to furnish any information relating to his activities as retirement adviser, as required by the Authority;

(d) furnishes wrong or false information, or conceals or fails to disclose material facts in the application submitted for obtaining the certificate;

(e) does not submit periodical returns as required by the Authority;

(f) fails to resolve the complaints of the subscribers or fails to give a satisfactory reply to the Authority in this behalf;

(g) does not co-operate with any inspection conducted by the Authority;

(h) acts in a manner detrimental to or against the interest of the subscriber or against public interest or does not promote orderly growth of National Pension System or violates the features of the said scheme;

(i) against whom any investigation has been commenced by any agency or authority in relation to activities of fraud or financial impropriety or any orders of restraint, debarment, prohibition or like nature has been passed against it

by any regulatory body or by the government or has been convicted for commission of any economic offences or involving moral turpitude by any court of law.

(j) Any other acts of commission or omission as may be specified by the Authority through notification or circulars or guidelines.

15. Fees to be charged by the Retirement Adviser.- (1) A Retirement adviser shall provide retirement advice and facilitate on-boarding to National Pension System and assist the subscriber in getting the subsequent services under National Pension System. The fees for retirement advice, on-boarding and subsequent services or transaction may be charged by the Retirement Adviser, subject to the maximum of charges as may be specified by the Authority.

The upper ceiling for on-boarding for a prospect under National Pension System shall be Rupees one hundred and twenty only which shall be subject to revision by the Authority from time to time and as may be specified by the Authority through issuance of appropriate circular/guidelines/directions. Payment of on-boarding fee will be chargeable only on completion of the registration process/on-boarding of the subscriber and generation of individual pension account.

For any subsequent services, the individual Retirement Adviser shall be entitled to charge upto Rupees. Twenty only per transaction or a maximum of Rupees One Hundred annually which may be subject to revision by the Authority from time to time, as may be specified in that behalf by issuance of appropriate notifications, guidelines, circulars or directions.

(2) Retirement Adviser which is an individual or a firm or body corporate or any other entity, advising a prospect or subscriber or a group or class of subscribers collectively, may charge advisory fees, subject to any ceiling as may be specified by Authority, through issuance of appropriate notifications, guidelines, circulars or any other directions, if any.

The fees in such cases shall be chargeable as per the written agreement between the prospect/subscriber and the Retirement Adviser. Further, a Retirement Adviser shall ensure that fees charged to the prospects/subscribers including the group of subscribers are fair and reasonable and commensurate to the services offered.

All fee and charges collected shall be duly acknowledged by the retirement adviser by issuance of appropriate receipts for the service provided.

16. Recognition of body or body corporate for monitoring of retirement advisers.- (1) The Authority may recognize any body or body corporate for the purpose of monitoring the activities of retirement advisers.

(2) The Authority may, at the time of grant of recognition to such body or body corporate, delegate administration and supervision of retirement advisers to such body or body corporate on such terms and conditions as may be specified by the Authority.

(3) The Authority may specify that no person shall act as a retirement adviser unless he or she or it is a member of such a recognized body or body corporate and in such event, provisions of these regulations and byelaws or articles of such body or body corporate shall apply mutatis mutandis to such retirement advisers.

CHAPTER III

GENERAL OBLIGATIONS AND RESPONSIBILITIES

17. General responsibility.-

(a) A Retirement Adviser shall act in a fiduciary capacity towards his prospects/subscribers and shall disclose all conflicts of interests as and when they arise;

(b) A Retirement Adviser may have a tie up with the registered Points of Presence for providing services to

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the prospects. There shall be no restrictions on the number of Points of Presence with whom the Retirement Adviser may enter into such arrangements provided that the interests of the subscribers are not adversely affected.;

(c) A Retirement Adviser shall not receive any consideration by way of remuneration or compensation or in any other form from any person other than the prospect or subscriber being advised, in respect of National Pension System (NPS) or other pension scheme regulated by Authority, for which such advice is provided;

(d) A Retirement Adviser shall not collect any amount in cash for investment or contribution to the pension account of the subscribers in the capacity of Retirement Adviser;

(e) The Retirement Adviser shall advise the prospects or subscribers of the manner of filling the registration form for enrolment, exit forms, various other forms required to modify or change personal master details, nomination, Point of Presence, Pension Funds, investment choice and other related activities under National Pension System or other pension schemes.;

(f) The Retirement Adviser shall advise the subscribers on a periodic basis about the performance of Pension Funds, underlying asset portfolio, NAV, general financial market trend or any other relevant information through dedicated e-mail, newsletters or other specified means ;

(g) The Retirement Adviser shall advise the subscribers on a periodic basis about the change in various policies & guidelines issued by Authority, or other information pertaining to intermediaries under National Pension System including the National Pension System Trust;

(h) A retirement adviser shall maintain an arms-length relationship between its activities as a Retirement Adviser and its other activities;

(i) A Retirement Adviser which is also engaged in activities other than that of retirement advisory services shall ensure that its retirement advisory services are clearly segregated from all its other activities; (j) A Retirement Adviser shall ensure that in case of any conflict of interest on retirement advisory activities with other activities, such conflict of interest shall be disclosed to the prospects or subscribers, beforehand;

(k) A Retirement Adviser shall not divulge any confidential information about its prospect or subscriber, which has come to his or its knowledge, without taking prior permission of its prospect or subscriber, except where such disclosures are required to be made in compliance with any law for the time being in force;

(l) A Retirement Adviser shall follow 'Know Your Customer' procedure as specified by the Authority from time to time;

(m) A Retirement Adviser shall abide by Code of Conduct as specified by Authority;

(n) In case of change in control of firm of the Retirement Adviser, timely intimation shall be given to Authority;

(o) Retirement Advisers shall furnish to the Authority information and reports as may be specified by the Authority from time to time.

(p) It shall be the responsibility of the Retirement Adviser to ensure that its representatives and partners, as applicable, comply with the certification and qualification requirements as specified by Authority at all times.

18. Scope of Work.- A Retirement Adviser shall undertake the following activities:

(i) Creating awareness of National Pension System and other pension schemes regulated by Authority will be the core responsibility of the Retirement Adviser;

(ii) To facilitate on-boarding of the prospective subscriber to National Pension System or other pension scheme regulated by Authority;

- (iii) To advise prospects on the necessity of old age income security, retirement planning, level of contributions they can make, having regard to their current and future potential income to achieve desired retirement objectives and other issues connected with taking of these decisions and avoid chances of mis-selling;
- (iv) To help prospects and other subscribers in planning for retirement savings;
- (v) The retirement adviser is expected to exercise professional due diligence while dealing with prospects and possess the necessary skills towards this end;
- (vi) The retirement adviser shall allow a free and frank atmosphere while dealing with prospects, which shall allow them to take informed transactional decisions and for this purpose and shall keep the interest of the prospect/subscriber in the forefront;

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(vii) The retirement adviser is required to collect and suggest prospects or subscribers, the most suitable scheme, taking into consideration the following aspects of the prospects and based on utmost good faith and fair market practices:

- a. Due diligence on the requirements of the prospects to suggest them the most suitable products by collecting basic information of the prospects such as information pertaining to age, marital status, dependents, current assets, liabilities, income, planned purchases, planned retirement age; plans post retirement, family history of health and longevity and the current health position.
- b. Identifying prospect's financial and retirement goals.
- c. Analyzing prospect's current financial situation and current investments.
- d. Risk profiling of the prospect or subscriber.
- e. Asset Allocation
- f. Investment allocation strategy
- g. Periodic monitoring and balancing.
- h. Likelihood of immediate and near future financial commitments of either self or family.

(viii) A Retirement Advisor will enable the subscribers to avail the benefits of pension schemes regulated by Authority by supporting them in making simple decisions about contributions, investments allocation and selection of Pension Funds.

(ix) A Retirement Adviser shall partner with corporates and Government departments to run awareness programmes on retirement planning for their employees.

(x) A Retirement Advisor shall be able to appropriately guide and advise the subscriber about the risk and return profiles of the different financial assets and also advise the most suitable ratio of fund allocation in each of the asset classes viz. Equity, Government Securities, Corporate Bonds after duly considering the profile of the prospect and prevailing market conditions, and expected growth in the various parameters of economy and financial markets. A retirement advisor shall not hold out any guarantee for the performance of any asset.

(xi) Retirement Advisors may create awareness on the fund performance of each pension fund including comparison of the returns of the scheme and investments made by the pension funds, on the basis of information made available or approved by Authority.

(xii) Retirement Advisors would transmit information and documents to intermediaries in a time bound manner and maintain utmost confidentiality at all times of personal information collected from subscribers and shall not use it for any other activity without the consent of the subscriber.

19. Risk profiling. - Retirement Adviser shall ensure that,-

(a) it obtains from the prospects or subscribers, such information as is necessary for the purpose of giving retirement advice, including the following:-

- (i) age;
- (ii) income details;
- (iii) existing retirement savings/ assets;
- (iv) risk appetite/ tolerance;
- (v) liability/borrowing details.
- (vi) dependent family members
- (vii) life/health insurance details
- (viii) any other relevant information

in the risk profiling sheet as specified in fourth schedule as amended by the Authority from time to time.

(b) it follows a process for assessing the risk, a prospect or subscriber is willing and able to take, including: (i) assessing a prospect's capacity for absorbing loss;

(ii) identifying whether prospect is in a position to understand the concept of market risk involved in the process of investment;

(iii) appropriately interpreting prospect's responses to questions and not attributing inappropriate weight to certain answers.;

(iv) is able to understand and appreciate that retirement plans involve long gestation period, and early liquidation or exit, from the scheme is not beneficial.

(c) where tools are used for risk profiling, it shall be ensured that the tools are fit for the purpose and any limitations are identified and mitigated;

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(d) any questions or description in any questionnaires used to establish the risk that a prospect is willing and able to take are fair, clear and not misleading, and shall ensure that:

(i) questionnaire is not vague or use double negatives or in a complex language that the prospect may not understand;

(ii) questionnaire is not structured in a way that it contains misleading questions.

(e) once the assessment is done, risk profile of the prospect is communicated to the prospect; (f) risk assessment is updated periodically on the basis of the information provided by prospects or subscribers

20. Disclosures to prospects/subscribers. - (a) A retirement adviser shall disclose to a prospective subscriber, all

material information about himself/itself including its business, disciplinary proceedings history, professional qualifications, the terms and conditions on which it offers advisory services, affiliations with other intermediaries and such other information as is necessary to take an informed decision on whether or not to avail his/its services;

(b) A retirement adviser shall disclose to its prospect, any consideration by way of remuneration or compensation or in any other form whatsoever, received or receivable by it; (c) A retirement adviser shall disclose to the prospect any actual or potential conflicts of interest arising from any connection to or association with any intermediaries under

National Pension System or any other pension scheme regulated by Authority, including any material information or facts that might compromise its objectivity or independence in the carrying on of retirement advisory services; (d)A retirement adviser shall, while making an advice, make adequate disclosure to the prospect of all material facts relating to the key features of the services or products or securities, particularly, performance track record of various investment asset class and annuity schemes offered by various Pension Funds and Annuity Service Providers.; (e)A retirement adviser shall draw the prospect's attention to the warnings, disclaimers in documents, advertising materials relating to an investment choice and annuity choice which it is recommending to the prospect/subscriber; (f)A retirement adviser shall inform that National Pension System is not a tie-up with other products or offered in combination with other financial products or services provided by the retirement adviser; (g)A retirement adviser shall refrain from making any statements which are derogatory or disparages or distorts the image of National Pension System or that of the Authority in any manner.

21. Maintenance of records.- (a) A Retirement Adviser shall maintain the following records,-

- (i) Know Your Customer records of the prospects or subscriber;
- (ii) Risk profiling sheet as specified in Fourth schedule as amended from time to time, duly filled up and signed by the subscriber Copies of agreements with prospects or subscribers, if any;
- (iii)A register or record containing list of the prospects or subscribers, the date of advice, fee charged , if any for such advice.

(iv) Any other documents or records, as may be notified by the Authority.

(b) The records may be maintained in physical or electronic format in such manner that it can be retrieved whenever required by the Authority or any other person authorised by the Authority.

(c) A Retirement Adviser, other than an individual Retirement Adviser generating a fees of amount of more than the limit as specified by Authority for retirement advisory services, shall undertake yearly audit in respect of compliance with these regulations from a member of Institute of Chartered Accountants of India. Provided that in case of banks offering services of retirement adviser, the same shall be covered under the scope of its statutory audit.

22. Appointment of compliance officer.- A Retirement Adviser which is a body corporate or a partnership firm or any registered trust or society shall appoint a compliance officer who shall be responsible for monitoring the compliance by the Retirement Adviser in respect of the requirements of the Act, regulations, notifications, guidelines, instructions issued by the Authority. For individual retirement advisers, compliances shall be the responsibility of such person in whose name the certificate of registration has been granted by the Authority.

23. Redressal of grievances.- (a)A Retirement Adviser shall redress subscriber grievances promptly.

(b) A Retirement Adviser shall abide by and be bound by the provisions of the Pension Fund Regulatory and Development Authority (Redressal of Subscriber Grievance) Regulations, 2015 as amended from time to time.

24. Segregation of execution services.- Retirement Advisers which are banks, Non Banking Finance Companies (NBFCs) and body corporate providing distribution or execution services to their prospects shall keep their retirement advisory services segregated from other activities:

Provided that such distribution or execution services can only be offered subject to the following:

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(a)The prospect shall not be under any obligation to avail the distribution or execution services offered by the Retirement Adviser.

(b)The Retirement Adviser shall maintain arm's length relationship between its activities as retirement adviser and distribution or execution services.

(c)All fees and charges paid to distribution or execution service providers by the prospect shall be paid directly to the service providers and not through the Retirement Adviser.

(d)The Retirement Adviser shall not force the subscriber in any manner to avail their services as a condition precedent for subscribing to National Pension System or offer any tie up services without the approval of the Authority.

CHAPTER IV

INSPECTION

25. Authority's right to inspect. (1)The Authority may suo moto or upon receipt of information or complaint appoint one or more persons as inspecting authority to undertake inspection of the books of accounts, records and documents relating to retirement advisers for any of the following reasons, namely: -

(a) to ensure that the books of account, records and documents are being maintained by the retirement adviser in the manner specified in these regulations;

(b) to inspect into complaints received from subscribers or any other person, on any matter having a bearing on the activities of the retirement adviser;

(c) to ascertain whether the provisions of the Act and these regulations are being complied with by the retirement adviser;

(d) to inspect into the affairs of a retirement adviser, in the interest of the pension sector or in the interest of subscribers.

(2) In respect of banks offering services of retirement adviser, without prejudice to the powers of inspection as contained under sub-regulation(1), the Authority may request the Reserve Bank of India to exercise such powers, as may be required.

26. Notice before inspection.- (1) Before ordering an inspection under regulation 25, the Authority shall give not less than ten days notice to the retirement adviser.

(2) Notwithstanding anything contained in sub-regulation (1), where the Authority is satisfied that in the interest of the subscribers no such notice should be given, it may by an order in writing direct that the inspection of the affairs of the retirement adviser be taken up without such notice.

(3) During the course of an inspection, the retirement adviser against whom the inspection is being carried out shall be bound to discharge its obligations as provided in regulation 25.

27. Obligation of retirement adviser on inspection.- (1) It shall be the duty of every retirement adviser in respect of whom an inspection has been ordered under the regulation 25 and any other associate person who is in possession of relevant information pertaining to conduct and affairs of such retirement adviser, including representative of retirement adviser, if any, to produce to the inspecting authority such books, accounts and other documents in his custody or control and furnish him with such statements and information as the inspecting authority may require for the purposes of inspection.

(2) It shall be the duty of every retirement adviser and any other associate person who is in possession of relevant information pertaining to conduct and affairs of the retirement adviser to give to the inspecting authority all such assistance and shall extend all such co-operation as may be required in connection with the inspection and shall furnish such information as sought by the inspecting authority in connection with the inspection.

(3) The inspecting authority shall, for the purposes of inspection, have power to examine on oath and record the statement of any employees, directors, partners or person responsible for or connected with the activities of retirement adviser or any other associate person having relevant information pertaining to such retirement adviser.

(4) The inspecting authority shall, for the purposes of inspection, have power to obtain authenticated copies of documents, books, accounts of retirement adviser, from any person having control or custody of such documents, books or accounts.

28. Submission of report to the Authority.- The inspecting authority shall, as soon as possible, on completion of the inspection submit an inspection report to the Authority: Provided that if directed to do so by the Authority, the inspecting authority may submit an interim report.

29. Action on the inspection report.-The Authority may after consideration of the inspection report and after giving reasonable opportunity of hearing to the retirement adviser(s) or its authorized representatives, issue such directions as it deems fit for the orderly growth of National Pension System or the subscribers including,-

- (a) requiring a retirement adviser not to provide retirement advice for a particular period;
- (b) requiring the retirement adviser to refund any money collected as fees, charges or otherwise to the concerned subscribers along with the requisite interest and compensation which may be prescribed by the Authority. In case of any loss caused to the subscriber(s) by an act of commission or omission on the part of Retirement Adviser, the Authority may invoke the Performance Guarantee submitted by the Retirement Adviser and Retirement Adviser may have to

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compensate the subscriber(s) in addition to Authority initiating penal action keeping in mind the extent of violation and level of violation as per the provisions of the Pension Fund Regulatory and Development Authority Act, 2013 and the applicable regulations.

- (c) prohibiting the retirement adviser from operating as a Retirement adviser for such period as may be specified.

CHAPTER V

SUSPENSION OR CANCELLATION OF CERTIFICATE AND ACTION IN CASE OF DEFAULT

30.Cancellation or suspension of certificate of registration.-(1) Without prejudice to any other action which may be taken by the Authority, the certificate of a registration granted to a Retirement Adviser is liable to be suspended, cancelled or withdrawn upon happening any of the following events, namely:-

- (a) fails to comply with any of the terms and conditions subject to which a certificate of Registration has been granted to it;
- (b) contravenes any of the provisions of the Act or the rules or the regulations made or guidelines, notifications, directions, instructions or circulars issued by the Authority thereunder;
- (c) voluntarily applies to withdraw the certificate of registration granted by the Authority;

(d) a receiver, receiver and manager, administrator or similar person is appointed with respect to the assets and undertakings of the retirement adviser;

(e) the retirement adviser,-

(i) goes into liquidation (other than for the purposes of a reconstruction or amalgamation on terms previously approved in writing by the Authority);

(ii) ceases to carry on business;

(iii) breaches any provision of the terms and conditions of registration, or fails to observe or perform any representation, warranty or undertaking given by the retirement adviser or fails to correct such breach or failure within ten working days of receiving notice in writing from the Authority specifying such breach or failure;

(iv) conducts its business in a manner prejudicial to the interest of the subscribers under National Pension System;

(v) does not co-operate in any enquiry conducted by the Authority;

(vi) indulges in manipulating the business under the National Pension System or any other pension schemes;

(vii) indulges in unfair trade practices.

(f) if retirement adviser, in the opinion of the Authority, has engaged in corrupt or fraudulent practices in obtaining the certificate of registration or has been blacklisted by any Government authority or regulator or an order of restraint, debarment, prohibition or any order of such like nature has been passed against it or such retirement adviser or any of its principal officer has been convicted by a court of law for commission of economic offences or involving any moral turpitude;

(g) if retirement adviser submits to the Authority a false statement or information which has a material effect on the rights, obligations or interests of the Authority or the subscribers;

(h) if retirement adviser does not submit periodical returns as required by the Authority;

(i) if retirement adviser fails to furnish any information as required by the Authority relating to its activities;

(j) there is a change in the ownership, management or key personnel of the retirement adviser which in the opinion of the Authority adversely affects the interest of the subscribers;

(k) performance is significantly and consistently low compared to assigned targets or with reference to other retirement advisers;

(l) acts in a manner prejudicial to the interests of the subscribers;

(m) does not cooperate in an inquiry conducted by the Authority;

(n) commits any acts of defaults as mentioned under section 28 of the Act;

(o) any other reason which in the opinion of the Authority warrants suspension, cancellation or withdrawal of the certificate of registration granted.

(2) The Authority may without prejudice to the powers under sub-regulation (1) instead of cancelling or suspending or withdrawing the certificate of registration, direct for varying or modifying the terms and conditions of the certificate of registration, as it may deem fit or pass any other order, as may be deemed beneficial in the interest of the subscribers, for reason to be recorded in writing.

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(3) No order of cancellation, termination or suspension of registration shall be made unless the person concerned has been given a reasonable opportunity of being heard under an inquiry conducted as per the Regulations.

(4) Persons or entities who are permitted to carry on the activities pertaining to retirement adviser under Regulation 4, without having obtained a certificate of registration or in whose case such certificate is not required, may also be liable to such actions, including being debarred, prohibited or suspended from offering services as such retirement adviser.

31. Effect of suspension or cancellation or withdrawal of certificate of registration.- (1) On and from the date of suspension or cancellation of the certificate of registration, the retirement adviser shall-

(a) cease to transact fresh business under the National Pension System or other pension schemes, as the case may be;(b) take such action in respect of the assets, records, documents or information that may be in the custody or control of the retirement adviser, within the time limit and in the manner as may be required under the relevant regulations or as may be directed by the Authority;

(c) transfer at its own cost the assets, records, documents or information that are in its custody or control to another retirement adviser in the form and manner as may be directed by the Authority;

It shall also ensure that the transfer of all the relevant documents, record or information is made in accordance with the directions issued by the Authority. Any form of non-support or non-cooperation or obstructions from the retirement adviser shall render the retirement adviser liable for imposition of penalty;

(f) the retirement adviser shall be subject to the directions of the Authority until all such transfers or actions are completed or until, the certificate of registration remains suspended.

32. Appointment of designated authority.- (1)Where it appears to the designated member that any retirement adviser which has been granted certificate of registration under the Act, these regulations or any other concerned person has committed any default of the nature specified in regulation 32, he may appoint an officer not below the rank of a Chief General Manager, or any other officer of an equivalent rank as a designated authority.

(2) No officer who has conducted investigation or inspection in respect of the alleged violation shall be appointed as a designated authority.

33. Issuance of notice.- (1) The designated authority shall, if it finds reasonable grounds to do so, issue a notice to the retirement adviser or any other concerned person requiring it to show cause as to why the certificate of registration granted to it, should not be suspended or cancelled or why any other action provided herein should not be taken.

(2) Every notice under sub-regulation (1) shall specify the contravention alleged to have been committed by the noticee indicating the provisions of the Act, regulations, directions or circulars in respect of which the contravention is alleged to have taken place.

(3) There shall be annexed to the notice issued under sub-regulation (1) copies of documents relied on in making of the imputations and extracts of relevant portions of documents, reports containing the findings arrived at in an investigation or inspection, if any, carried out.

(4) The noticee shall be called upon to submit within a period to be specified in the notice, not exceeding twenty-one days from the date of service thereof, a written representation to the designated authority.

34. Reply by noticee.—(1 The noticee shall submit to the designated authority its written representation within the period specified in the notice along with documentary evidence, if any, in support thereof:

Provided that the designated authority may extend the time specified in the notice for sufficient grounds shown by the noticee and after recording reasons of extension in writing.

(2) If the noticee does not reply to the show-cause notice, within the time granted for the purpose, the designated authority may proceed with the matter *ex parte* recording the reasons for doing so and make recommendation as the case may be on the basis of material facts available before him.

35. Action in case of default.—After considering the representations, if any, of the noticee, the facts and circumstances of the case and applicable provisions of the Act, regulations, directions, guidelines, notifications or circulars issued or administered by the Authority, the designated authority shall submit a report, where the facts so warrant, recommending,—

- (a) suspension of certificate of registration for a specified period;
- (b) cancellation of certificate of registration;
- (c) prohibiting the noticee to take up any new assignment or contract or launch new scheme for the period specified in the order;
- (d) debarring the principal officer of the noticee from being employed or associated with any registered intermediary, for the period as may be specified;
- (e) imposition of any other condition, restrictions or compliances as may be deemed necessary upon the noticee or its principal officer or other officers or any other person concerned with it;
- (f) warning the noticee.

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36. Procedure for action on recommendation.— (1)On receipt of the report recommending measures from the designated authority, the designated member shall consider the same and issue a show-cause notice to the noticee enclosing a copy of the report submitted by the designated authority calling upon the noticee to submit its written representation as to why the action, including passing of appropriate direction, should not be taken.

(2) The noticee may, within twenty-one days of receipt of the notice send a reply to the designated member who may pass appropriate order after considering the reply, if any received from the noticee and providing the person with an opportunity of being heard, as expeditiously as possible and endeavor shall be made to pass the order within one hundred and twenty days from the date of receipt of reply of the notice or hearing.

(3) The designated member may pass a common order in respect of a number of noticees where the subject matter in question is substantially the same or similar in nature.

37.Intimation of order.— (1)Every report made by a designated authority and every order passed by the designated member under these regulations shall be dated and signed.

(2) A copy of the order passed under these regulations shall be sent to the retirement adviser or any person concerned with it and also placed on the website of the Authority.

38. Penalty and adjudication.—The imposition of penalty, if any, on the retirement adviser or any person concerned shall be in accordance with the provisions of the Act and the Pension Fund Regulatory and Development

Authority(Procedure for Inquiry by Adjudicating Officer) Regulations, 2015.

39. Appeals to Securities Appellate Tribunal.—The retirement adviser or any person concerned, aggrieved by an order under these regulations, may prefer an appeal to the Securities Appellate Tribunal, against such order in accordance with the provisions of sub-section (1) of section 36 of the Act.

Explanation.— For the purposes of this Chapter, the expression,—

- (a) “designated authority” means an officer of the Authority appointed under sub-regulation (1) of regulation 32; (b) “designated member” means the Chairperson or a whole-time member of the Authority designated for the purpose; (c) “noticee” means the person to whom a notice has been issued under this Chapter.

CHAPTER VI

MISCELLANEOUS

40. Power of the Authority to issue clarifications etc. —In order to remove any difficulties in the application or interpretation of these regulations, or for any other matter the Authority shall have the power to issue clarifications and guidelines in the form of notes or circulars which shall be binding on the retirement adviser or any person connected with it.

41. Power of the Authority over entity recognized under regulation 16.— The Authority shall have the right to alter, modify and overrule any decision, action taken by the body or body corporate recognized under regulation 16

42. Power of Authority to issue directions—(1) Without prejudice to any order that may be issued under these regulations, the Authority may, in the interest of the subscribers or for the purpose of securing the proper management of retirement adviser , issue necessary direction which the Authority may deem fit and proper in the circumstances of the case:

Provided that before issuing any directions, the Authority shall give to the persons concerned, a reasonable opportunity of being heard:

Provided further that if the circumstances warrant that any interim direction is required to be passed immediately, the Authority may give to the persons concerned, a reasonable opportunity of being heard after passing the direction, without any undue delay.

HEMANT G. CONTRACTOR, Chairperson

[ADVT-III/4/Exty./142]

FIRST SCHEDULE

FORM A

Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016

[See Regulations 3 and 11]

Application for Grant of Certificate of Registration/Renewal as Retirement adviser

Pension Fund Regulatory and Development Authority, B-14/A, Chhatrapati Shivaji Bhawan, Qutab Institutional Area, Katwaria Saria, New Delhi-110016

INSTRUCTIONS

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1. This form is meant for use by the applicant for grant of certificate of registration as a retirement adviser.

2. The applicant should complete this form, and submit it, along with all supporting documents to the Authority at its head office at New Delhi.

3. This application form should be filled in accordance with these regulations.
4. The application shall be considered by the Authority provided it is complete in all respects.
5. All information must be legible and all the pages must be numbered with signature/ stamp on each page of the form.
6. Information which needs to be supplied in more detail may be given on separate sheets which should be attached to the application form and appropriately numbered.
7. The application must be signed.
8. The application must be accompanied by an application fee as specified in the Second Schedule to these regulations.

1. GENERAL INFORMATION

- (a) Name, address of the registered office, address for correspondence and principal place of business, telephone number(s), fax number(s), e-mail address of the applicant along with the documents
- (b) Whether application is for registration/ renewal. Provide registration number if the application is for renewal of certificate.
- (c) Name, direct line number, mobile number and e-mail of the contact person(s).
- (d) Legal structure of applicant - Whether the applicant is an individual, a proprietor, body corporate (including company), partnership firm or limited liability partnership or society or trust.
- (e) Whether the applicant is a bank /NBFC.
- (f) Date and place of incorporation/ establishment, if any. If the applicant is incorporated outside India, details of such incorporation.
- (g) Whether the applicant is engaged in retirement advisory services prior to making application under these regulations.
- (h) Whether the applicant is registered with SEBI, RBI, IRDAI or PFRDA in any capacity. If so, details of such registration.
- (i) Write-up on the activities of the applicant.

(For renewal application, provide details of existing retirement advisory services including number and type of subscribers, assets under advice, revenue, profitability, products/ retirement products on which retirement advice was provided, etc.)

- (j) Details of the certification from the accredited institute as specified in regulations 7, where applicable.

2. DETAILS OF APPLICANT (besides general information sought above Provide details of only the section applicable to you)

I. In case applicant is a company:

1. Shareholding pattern and profile of the directors (Enclose identity proof and address proof of the directors).
2. Number of employees and agents of the applicant (hereinafter referred to as 'representatives') who render/ propose to render retirement advice under these regulations on behalf of the applicant.
3. Declaration by the applicant that its representatives currently comply with the certification and qualification requirements under regulation 7.
4. Declaration by the applicant that it shall ensure that its representatives comply with the certification and qualification requirements under Regulation 7 at all times.
5. List of associated companies registered with SEBI, RBI, IRDAI or PFRDA along with the registration number.

6. If applicant is a bank or NBFC, then copy of approval from RBI for undertaking retirement advisory services. 7. Net worth certificate by a chartered accountant, not more than six months old. Please note that membership number of the chartered accountant must be included in the certificate,

II. In case applicant is a proprietorship firm, partnership firm or a limited liability partnership:

1. Name of proprietor, names and beneficial ownership pattern of the partners engaged/proposed to engage in retirement advice (Enclose identity proof and address proof of the partners).

2. Whether the aforesaid proprietor or partners have:

a. A professional qualification or post-graduate degree or post graduate diploma in finance, accountancy, business management, commerce, economics, capital market, banking, insurance or actuarial science from a university or an institution recognized by the Central Government or any State Government or a recognised foreign university or institution or association; or

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b. A graduate in any discipline with an experience of at least five years in activities relating to advice in financial products or retirement products or fund or asset or portfolio management.

(Provide self- certified copies of supporting documents).

3. Copy of certification obtained by the aforesaid partners in accordance with regulation 7.

4. Declaration that the aforesaid proprietor or partners shall obtain fresh certification before expiry of the validity of the existing certification to ensure continuity in compliance with certification requirements.

5. Copy of assets and liabilities statement and certification of net tangible assets of the proprietor or partnership firm certified by a chartered accountant (not more than six months old at the time of filing of application). Please note that membership number of the chartered accountant must be included in the certificate.

III. In case applicant is a body corporate (other than company or limited liability partnership):

1. Shareholding pattern and profile of the directors (Enclose identity proof and address proof of the directors). 2. Whether the applicant is set up or established under an Act or the laws of the Central or State Legislature and whether the applicant is permitted to carry on of the activity of a retirement adviser (Enclose relevant extract of the relevant Statute/Act).

3. Number of employees and agents of the applicant (hereinafter referred to as 'representatives') who render/ propose to render retirement advice under these regulations on behalf of the applicant.

4. Declaration by the applicant that its representatives currently comply with the certification and qualification requirements under regulation 7.

5. Declaration by the applicant that it shall ensure that its representatives comply with the certification and qualification requirements under regulation 7 at all times.

6. Net worth certificate by a chartered accountant, not more than six months old. Please note that membership number of the chartered accountant must be included in the certificate.

IV. In case applicant is an individual

(1) Name, permanent address, address for correspondence and principal place of business, telephone number(s), fax number(s), e-mail address of the applicant along with the documentary proof.

(b) Whether application is for registration/ renewal. Provide registration number if the application is for renewal of certificate.

(c) Educational qualification along with supporting documents I,e. mark sheet, certificate etc.

(d) Professional qualification along with the supporting documents I,e. mark sheet, certificate etc. where applicable.

3. BUSINESS PLAN

1. Proposed business plan & means of achieving the same.

2. Process for risk profiling of the subscriber and for assessing suitability of advice.

4. DETAILS OF INFRASTRUCTURE

1. Details of office space, office equipment, furniture and fixtures, communication facilities, research capacity, research software for undertaking retirement advisory services.

2. Declaration that the applicant has the necessary infrastructure to effectively discharge the activities of a retirement adviser.

5. EXECUTION SERVICES

1. If the applicant is a body corporate, to explicitly mention whether the applicant proposes to offer distribution or execution services to its subscribers.

2. If yes, the applicant has to provide a declaration that the services are being offered through a subsidiary or separately identifiable department or division.

6. OTHER INFORMATION/DECLARATIONS/ REGULATORY ACTIONS.- (a) Details of all settled and pending disputes in the last 5 years.

(b) Whether any previous application for grant of certificate made by any person directly or indirectly connected with the applicant has been rejected by the Authority; If yes, provide details of the same.

(c) Whether any disciplinary action or orders of restraint, debarment or prohibition of any orders of such like nature has been taken by the Authority or any other regulatory authority or government against any person directly or indirectly connected with the applicant under the Act or the regulations made there under in the last 5 years immediately preceding the date of application. If yes, provide details of such action.

(d) Whether the applicant/directors/promoters/ partners have been convicted/ indicted/involved in any economic offence

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or involving moral turpitude in the last 5 years immediately preceding the date of application. If yes, provide details of the same.

(e) A credit report/ score from CIBIL for the applicant. (For applicants other than financial institutions & banking companies)

(f) Declaration that the applicant, its representatives and partners, if any, are fit and proper persons based on the criteria as specified by Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016;

(g) Declaration that the applicant shall not obtain any consideration by way of remuneration or compensation or any other form whatsoever, from any person other than the subscriber being advised, in respect of the underlying products or securities for which advice is provided to the subscriber.

(h) Any other information considered relevant to the nature of services to be rendered by the applicant.

7. DECLARATION STATEMENT

I/We hereby agree and declare that the information supplied in the application, including the attachment sheets, is complete and true. AND I/ we further agree that, I/we shall notify the Authority immediately of any change in the information provided in the application. I/ We further agree that I/ we shall comply with, and be bound by the Pension Fund Regulatory and Development Authority Act, 2013 and the rules and regulations made thereunder including the Pension Fund Regulatory and Development Authority (Retirement Advisers) Regulations, 2016, and any guidelines/circulars/notifications/directions and instructions as may be issued by the Authority from time to time.

I/ We further agree that as a condition of registration, I/ we shall abide by such operational instructions/directives as may be issued by the Authority from time to time.

For and on behalf of

(Name of the applicant)

Authorized signatory/ Applicant

(Signature)

(Date and Place)

FORM B

Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016 [See regulation 9]

Certificate of registration as Retirement Adviser.

In exercise of the powers conferred by sub-section 3 of section 27 of the Pension Fund Regulatory and Development authority Act, 2013 (23 of 2013), read with the regulations made there under, the Authority hereby grants a certificate of registration to _____ act as a retirement adviser subject to the conditions specified hereunder and in the Act and in the regulations made thereunder

II. The Registration Number of the retirement adviser is _____ and shall remain valid until.....

Date :

Place : New Delhi

For and on behalf of

Pension Fund Regulatory and Development Authority

SECOND SCHEDULE

Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016 [Regulation 9]

FEES

1. Every individual applicant shall pay non-refundable application fees of five hundred rupees and every applicant other than individuals shall pay non-refundable application fees of five thousand rupees, along with the application

for grant or renewal of certificate of registration.

2. Applicants which are individuals shall pay a sum of one thousand rupees as registration/ renewal fee at the time of grant or renewal of certificate by the Authority.

3 Applicants which are firms/body corporate/ registered trust /society shall pay a sum of ten thousand rupees as registration/ renewal fee at the time of grant or renewal of certificate by the Authority.

4. The fee referred to in paragraph 2 and 3 shall be paid by the applicant within fifteen days from the date of receipt of intimation from the Authority by a demand draft in favour of 'PENSION FUND REGULATORY AND DEVELOPMENT AUTHORITY' payable at New Delhi. or as specified by the Authority from time to time.

5. The quantum of fee under this schedule may be revised by the Authority from time to time by issuing appropriate circulars, directions or notifications. The Applicant shall be required to pay the applicable fee as notified by the authority.

THIRD SCHEDULE

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Pension Fund Regulatory and Development Authority (Retirement Adviser) Regulations, 2016 [See sub-regulation (14) of regulation 15]

CODE OF CONDUCT FOR RETIREMENT ADVISER

1. Honesty and fairness

A retirement adviser shall act with integrity, honesty, fairness and in the best interests of its subscribers and for orderly growth of National Pension System and pension sector at all times..

2. Diligence

A retirement adviser shall act with due skill, care and diligence in the best interest of the subscribers and shall ensure that its advice is offered after thorough analysis and taking into account available alternatives.

3. Capabilities

A retirement adviser shall have and employ effectively appropriate resources and procedures which are needed for the efficient performance of its business activities.

4. Information about prospects/subscribers

A retirement adviser shall seek from its prospects or subscribers, information about their financial situation, investment experience and retirement objectives relevant to the services to be provided and maintain confidentiality of such information.

5. Information to its subscribers

A retirement adviser shall make adequate disclosures of relevant material information while dealing with its prospects or subscribers.

6. Fair and reasonable charges

A retirement adviser advising a prospect may charge fees, subject to any ceiling as may be specified by the Authority, if any. The retirement adviser shall ensure that the fee charged to the subscribers is fair and reasonable.

7. Conflicts of interest

A retirement adviser shall try to avoid conflicts of interest as far as possible and when they cannot be avoided, it shall ensure that appropriate disclosures are made to the prospects and that the prospects are fairly treated.

8. Compliance

A retirement adviser including its representative(s) shall comply with all regulatory requirements applicable to the conduct of its business activities so as to promote the best interests of subscribers and maintain integrity in its dealings..

9. Responsibility of senior management

The senior management of a body corporate which is registered as retirement adviser shall bear the primary responsibility for ensuring the maintenance of appropriate standards of conduct and adherence to proper procedures by the body corporate.

A retirement adviser shall place the interest of the subscriber over his self interest in conducting his activities under the National Pension System

A retirement adviser shall refrain from making any derogatory, disparaging remarks or statements against the National Pension system or the Authority or other intermediaries.

Fourth Schedule

Individual Risk Profiling Sheet

Name	_____	Gender	M / F	Age:	_____
Education:	SSC	HSC	Graduate	Masters	Professionals (CA, CS, CMA etc.)
Profession	Salaried (Govt/ Pvt.)	Professional/ Self employed	Agriculture	No.	_____
				Dependents	

If Y, Amount

Personal Life Insurance		Y/N	of Covrage	_____	25 Lakh or above
Personal	Health	Y/N	If Y, Amount	_____	
Insurance for Self and			of Coverage	_____	
Dependents					
City/Place of Residence:		_____	Residence:	Owned/ Rented	
Income	Details	per annum	0-5 Lakh	5-10 Lakh	

Take Home Salary per month (in Rs.) _____

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THE GAZETTE OF INDIA : EXTRAORDINARY

[PART III—SEC. 4]

Approx. Monthly

Expenditure per month

(in Rs.) Rent _____ Food _____ Education _____ Health _____ EMIs _____ Misc. _____

Monthly Investment

Details (In Rs.) MFs/SIPs _____ Bank Deposit/ FD/ RD _____ Shares/ Equity/ Bonds/ Debentures _____

Asset Details (value in

Lakh)	House _____	Car _____	Land _____	Gold, Jewellery, Bank Deposits etc. _____
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Liabiilty Details (value

in Lakh)	Risk	House _____	Car _____	Personal Loan ____	Education Loan _____	Miscl. _____
Individual						

Profiling

On a scale of 1 to 5 kindly rate the following statements

1- Strongly Disagree; 2- Disagree; 3- No strong opinion/ Neutral view; 4- Agree; 5- Strongly Agree

a. For investments I follow the dictum" Be Safe than Sorry"	1	2	3	4	5	
"" b. I find investment and other financial matters easy to understand.	1	2	3	4	5	
c. My retirement savings would be enough to take care of post retiral expenses.	1	2	3	4	5	
d. Investments in equity are safe.	1	2	3	4	5	
e. I am concerned by the uncertainty of the stock market.	1	2	3	4	5	
f. Investments in Government Securities are safe	1	2	3	4	5	
„g. I prefer the safety of keeping my money in the bank.	1	2	3	4	5	
h. Risk and Return go hand in hand.	1	2	3	4	5	
i. Inflation is going to be high in future.	1	2	3	4	5	
j. High inflation is going to eat into my retirement savings.	1	2	3	4	5	
k. I would need to supplement my retirement income by working post my reitirement.	1	2	3	4	5	
l. Investments in Corporate Bonds are safe.	1	2	3	4	5	
m. I generally look at the safest investments, even if it means less returns	1	2	3	4	5	
„n. I associate the word ‘risk’ with the idea of ‘opportunity’.	1	2	3	4	5	

Declaration:

I hereby declare that I have willingly provided the abovementioned information to the Retirement Adviser. However, the said information is confidential and for the purpose of estimating the **Individual Investment Risk Profile** only. It should not be utilized for any other purpose or study without my express permission and/or consent.

Signature Signature & Stamp Subscriber Retirement Adviser