

LAND PORTS AUTHORITY OF INDIA RULES 2011

OF INDIA : EXTRAORDINARY AFFAIRS (Department of border Management) NOTIFICATION.
New Delhi* 2011 [PART GSR, exercise of the Bywersgonferred by sub-section (2) Of section 34 Of the Land Ports Ruog»rity öfl\$dia Act, 2010 (31 of 2010), read with seeliOâ 22 of tie General Clause Acts 1897 of 1897) and in so as the rules and rerating to audt and accounts in consultation with the Comptroller and Auditor General Of India, the Central Government hereby makes the fOllowing rules, namely:-

CHAPTER r PRELIMINARY Shart tide and commencement (I) These rules may be called the Land Gf.rndix Rureq 201L (2) shau into force on. the date on which the Land Ports Authority Of India Act. 2010 Of 20110)shaYI come into force. (i) these rules unless the context otherwise requires. - (d) of India Act* 2010 (3i Of 2010); die member oftbe Authoriw; of ucounts" means the atmul statement Ot rerened to in section 25; "anmnl report" meanS (he rept referred to in section 26; ese&ion" means the section ofthe Aet (2) Words and expressions used hetein and not defined, but defined in the Act rpeähibg as as*igned to them in the Aete CHAPTER CONMTIONS OF SERVICE OF CHAIRPERSON AND MESfDEQS OR 3. Terms ofomce and conditions The Chairperson of the 'Land Pons 'Authority of India be Of rank Of Additional Secretary to the Government of India and stull be ehmen amongst persons who ehave special knowledge and experience in the fi4d of industryw commerce, law; finance or public administration. (2) The Member (Planning and Devekvment) and Member (Finance) shall be ofthe level of Joint Secretary to the bldia and ihé Member (Planning and Development) shall be chosen from Who have special knowledge and e*perience in the field of Planning the Member (Finance) shall be chO*n from amongst persons who knowledge :attd experience in the field of finance and commerce. (3) The Chairperson, Mé,nibét (Pltönfijrtg. ind. Développement) and Membei' (Finance) shall 6ewhoIC•titne Mett&S Au\$ority- Subject to the provision every wbole•time Médiber hold Of 'five yearg from or fill he attäiri< Of sixty years whichever is (S) Member who shall tie by the Ceocai Government to represent the recognised bodies shall, hold fora, of three years. (6) The Member who shau- appointed by 'the CenlräE Government to represent the traders shall hold office Of three years. (7) The Central Goverrut*Ät •GO-topt Other representatives for fintctional purposes for period of three (I) Member (Planning and Mode Of Recruitment. - Development) and Mer*er (Finance) app\$iiited by tite Central Government from anongst a panel of names to be pregawd by a gearchfegm&iection Committee headed by the Secretary (Border Management) Hogue The Search-cum-SeIQ\$ien Committee, constituted by the Central Governrnt for preparation of the pane]. for ippointmetit to 'the offee of snd two whole-time consist Of- (ii) tiff} Seeretam Department Department OF 30 OF INDIA : [PART n—sæ. (3) Ibe Joint Secretary (Bord« Management) shall be the convener of the Committee. (4) Search-cum-Selection Committee s}EII regulate it's own procedure for selecting the Chairperson and the other whole-time Members. (S) The Chairperson and other whole-time Members be selected on deputation or Øntract basis through an open advertisement. (6) in case the appointment is on deputation basis, - (i) a person who is in the service of the Government of Irxiia or of a State Governmenl shall not be appointed as the Chairpemn of the Authority unless such person has held- (A) a post equivalent to dut of Additional Secretary to lhe Government of India; or (B) Joint Secretary to the Government of India or equivalent for a period of not less than five years; and (ii) • a pesm who is in the ser,'ice Of Government of India or of a Snte Government shall not be appointed as whole time Member of (he Authority unless such person has held- (A) a post equivalent to tl:æ Joint Secretary to Government of India; or (S) Director to the Government of India or equivalent fcy a period of not less than four years. (4) In case the appointment is on contract basis, the eligibility shall be determiEd by the Search-cum-Selection Committee: Sal*" and albwanees.— (I) The Chairperson shall be paid salary and 5. allowances as admissible to the post of Additional Secretary to the Government of India. (2) The Manber (Planning and Development) and the Member (Finance) shall be paid salary and allowances as admissible to the post of Joint Secretary to the Government of India. Fee. — Every other Member, who is not a whole- time Member or an ex-offcio 6. Member or a representative ofa Government, shall be. paid a lump sum amount not exceeding Rs. 3500/- as fee for each day he attends tlr meetings of the Authority or of any Committee duly constituted by the Authority

7. Raidential aEommod*tion.- (I) Chairperson and the other two whole-time Members shall be entitled to residential accommodation to be provided by the Au*writy which would be at par with the Officers of

equivalent status in the Central Government 31 (2) ease of accommodation is arranged by the Authority
 ten •Of the "dy & ducted from the salary Of the Chairperson, or no hour rent allowance-shall paid to him.
 (3) accommodation is not arranged by the Authority to or to any the andsqch other the may bes be raid
 house rent allowance at the rate of thirty eeiit of his basic pay

8. Use Of •articles.- The vehicle used by the Chairperson the wh.fe•üne Members for private purposes
 shall be regulated in accordance with. the by Gentil Government in this regard from timetõ time



9. Travelling allowance and daily allowances.- (1) The Chairperson and Whole time Members shall be entitled to travelling allowance and daily allowance at the same rates as is applicable to the equivalent officers of the Government of India, (2) Every ex-officio Member or a representative Of a State be entitled to travelling allowance and daily allowance from the source. f, Oiii -Which member draws his salary at the rates admissible to him according to the rules Of 8hat (3) ex-officio Mem bers and Members representing the States gone&bd be entitled for accommodation according to their eligibiliw meeting. place Ofihe duihnrisy ifsuch meeting is held outside the headquafiet (4) tn of Other eööhömy class his gidirursc place of- æsidedi& and the place Of. the meeting Of the Authoiity Qt its Committee, shall payable. (S) in Air Conditioned-I class by train or charges where aii_ or!tüin is not'.existent shall be admissible and such Members eligible for as eligible for Joint Secretary level officers of the of India at pbce ofmeeting of the Authority or its Committee, as the ease may be, IO. Period Of •notice for termination or resignation— (1)

A whole-time a pan-time may, by giving notice in writing of not less than thirty days Ole Central Government, resign his omce. (2) Central Government may terminate, - of a whole-time Member or partetime the use may bey giving him a notice of not less than three months, or theteOC on of an amount equal to his salary and allowance, if any, for a period of IT4EGAEITE OF INDIA : EXTRAORDINARY (PART 30)) (b) the appointment. Member who is @ servant'Of Ove Central Government or the State Government at;atgy time, (3) Ihe appointment of a Member Shall not be teiminated without giv ing him a reasonable opportunity ofbdihg heard. I I. The vacancy arising out of the resignation of any time Member or part-time Member or by way of removøl of any whole-time MerntiSt' •Or part-time Member under section 6, shall not be unfilled for more than six from the date of occurrence of vacancy. MANNER OF INVESTMENT OF FUNDS BV AUTHORITY 12. Manner of investment Of Fl.mds. — Ihe Authority may invest its funds (including any reserve find) - (a) in the securities Of the C entral Govenunent; or (b) in fixed deposits-with, — (i) the State Bank of India constituted under the State Bank of 195(23 of 1955); or (ii) any *dsidiary bank constituted under the State Bank of Ihdias (Subsidiary Banks) Act, 1959 (38 Of 1959); or (iii) anycooesponding new bank as in column 2 of the First Schedu\e to the Banking Companie\$ (Aeqüision and Transfer Of Ündengkings) Act, 1970 (5 of 1970) the Banking Companies (Aeqéishion and Transfer of Undertakings) Act, 1980 Of !980her (ivy as specified in the Second S&düle of India Act, 1934 (2 of 1934); or (v) any financial institution defined in Section VA of the Coinpanies Act, 1956 (I of 1956). subject to such conditions as may, from time to times •he specified by the Central Government. 33 CHAPTER Of ACCOUNTS OF Atruokrry 13. reparation and submission Of StgMuent of Aceounts. - Authority shall prepare its Annual Stätemeni Of Accounts including the income- and expenditure accounts or profit and ioss aeepuni, receipts and payment accounts and Sheet in the format of the financial stgements laid down by the Government Of India in-the Ministry of Finance under of tte General Financial Rules, 2005 and \$ speGified in Forms I to III and schediile 25 which form part of the aetöunts appnded to these Rules, showing the results of the previous financial ajid submit n.e same, duly approved by the authority. orÖauthenticated by the Financial or Segreary in the authority to the ComptolEf and Auditor General of India, later than the 30th June of every year '*hö shall audit twacgpunts of the authority and retort theteon -and the authority shall preserve annual Statement of aCC0urit a niuimum period Of five year. fhgt fie O*mnent may* reasons te in, and and Auditor cf of cf by petied ag it may asgm (2) Aner certification of the Annual Statement Of Accounts by the Computoller god AuditatGeneral of India or any other augbrised by him in this behalf; the Annual Statement of Accounts together with the -Audit report thereon, shall forwarded annually to the Central Government within of three months from the date Of submission of the Annual Statement ofAceountB Comptroller and Auditor Général 14. Submission of Annual Report. ne Authority shall préparé the Annual Report immediately, and not later than Six months after the end of each financial giving. an account of its activities during that financial year and also giving an account of theactivities which are likely to be undertaken by the Authority during the nextfipncial year and forward the Annual Report the Central Gevemment for being laid before each House Of Parliament.

(2) The form of the Annual Report Of the Authority shall contain the matters •specified in Fohn IV appended to these Rules 34 THE GAZETTE OF INDIA : EXTRAORDINARY

FORM 1 (See sub-rule (I) of rule 13) FORM OF FINANCIAL STATEMENTS THE LAND PORTS AUTHORITY OF INDIA BALANCE SHEET AS AT CORPUYCAPITAL FUND RESERVES AND SURPLUS EARMARAKEDÆENDOWMENT FUNDS SECURED LOANS AND BORROWINGS UNSECURED LOANS AND BORROWINGS DEFERRED CREDIT LIABILITIES LIABILITIES AND PROVISIONS TOTAL FIXED ASSETS INVESTMENTS-FROM EARMARKED.ENDOWMENT FUNDS CURRENT ASSETS, LOANS, ADVANCES ETC. MISCELLANEOUS EXPENDITURE extort TOTAL SIGNIFICANT ACCOUNTING POLICIES CONTINGD.Cf LIABILITIES AND NOTES ON ACCOUNTS Schedule 2 3 4 5 6 9 10 24 Current year (PART Rs) Year 2723 FORM O)Of '13)

STATEMENrs TICLANDPORTS AUTHORITY OF INDIA INCOME AND EXPENDITUR€ACCOUNTFORTHEPERIODNEAR ENDING MARCH,—.. 35 Amount- Rs) Previous Year Income from Sä lestSeNEe GrawSubs:udies Incomefom Funds Income Royalty, Earned Stook TOTAL A TOTA beinu T«insfer BALANCE BÉINC SIGNIFICANT CONTINGF*OT NOTES ACCOUNTS 12 20 21 24 THE GAZETTE OF INDIA : EXTRAORDINARY FORM OF FINANCIAL STATEMENTS THE LAND PORTS AUTHORITY OF INDIA SCHEDULES FORMING PART OF BALANCE SHEET AS AT Current yer SCHEDULE- 1 CORPUS!CAP'TAL FUNP • Balance as at the Of the year Add : Contributions towards Funds Add' (Deduct) : Balance Of net income/ (expenditure) transferred from the Income and Expenditure Account BALANCE AS AT THE YEAR -END [PART 11—SEC. 3(i)) Amount- Previous Y car Previous Year Rs) SCHEDULE 2- RESERVES AND- SURPLUS : 1. Reverye • AS last Accrwnt Addition during the year : Deductions during the year As Err last Account Addition during the year Less : Deductions during year 3.*€41 : As V_wr last Account Addition during the year Less : Deductions during the year 4. General Reserve : As Err last Account Addition during the year Less : Deductions during the year TOTAL Curmt Year .30) FCRM OF FfNANCIAL STATEMENTS LATO PORTS OF INDIA SCHEDULES PART OF BALANCE SHEET AS AT — b) A4ditioes to i. ii. from ecogm of iii. AL (a ± b) • OthS-S Tot* ii. Revøue -Salaries. • Rcnl - Otw (Aenv•j: D heÆs the Pln Funds'mdtWiW•• mixed u wits & 38 THE GAZETTE OF INDIA : EXTRAORDINARY FORM OF FINANCIAL STATEMENTS THE. LAND PORTS AUTHORITY OF INDIA SCHEDULES FORMING OF BALANCE SHEET AS AT - [PART 11—SEC. (Amount — Rs) Previous Year SCH ULE4- SECUREP VQANS AND BQRR4WIN9S: 1. Central Government 2. State Government (Specify) 3. Financial Institutions a) Term Loans b) Interest accrued and due 4. Banks: a) Term - Interest accrued and due b) Other Loans (Specify) - Interest æcrued and due 5. Other Institutions and Agenc.ee€ 6. Debentures and Bonds 7. Others (Specify) TOTAL Note : Amounts due within one year Current Year FORM OF FINANCIAL STATEMENTS THE LAND PORTS AUTHORITY OF INDIA SCHEDULESFORMING PART OF BALANCE SHEET AS AT SCHEDULE 5 - PQRROW!NGS Current year 2. 3. 4. 6

8. TOTAL Central Government State Government (Specify) Financial Institutions Banks: a) Ternn l.c•ns b) Other Loans (Specify) (her Institutions •nd Agencies •nd Bonds Fixed Deposits Other (Specify) Current r 39 (Amount — Rs) Previous Year Previous Y ear Note : Amounts due within one year SCHEDULE 6 - PEPERR"2 WABIVTIE± secured by hypothecation of capital equipment and other assets TOTAL Note Amounts due within onc