

NATIONAL RURAL EMPLOYMENT GUARANTEE (CENTRAL COUNCIL) RULES, 2006 AND NATIONAL EMPLOYMENT GUARANTEE FUND RULES, 2006

REGD. NO. D. 1--33004, Ø Che Gazette of •tidia EXTRAORDINARY P ART 11 —Sectkm (i) PUBLISHED BY AL,-n-10Rm• 13, 1928 WEDNESDAY, JANUARY 3, 13. 1928 2007 fizrq, 2006 2005 (2005 42) 31 q. 59060 21 2006 2, 3. (i) 22 2006 efr ; q, 22 2008 2005 (2005 42) 31 (2) ft) (1) S i •Gi:2CC7 2 OF . ?XTRAORPINARY 2006 (9 2005 (2005 42) (q) 20 \$ (1) 4. 3-7f&-q * 31 z-ß-fi t (3) \$1 31 3 (6) 21 (1) (10) ft-a-r (11) 6. fifi (1) arzâ *zrr 4 7. THE GA7,éTü: OF EX Y 8. - \$-a trg MINISTRY OF kCR.AL DEVELOPMENT NOTIFIC'AHON Dcflhl, the 2nd January, 2007 G,S.R. Whereas ecnain draft namely, National Employment Guarantee Fund Rules. 2006. were published in exercise 01' the powers by sub-section (l) read c,ause sub-section Of the Xatior:al Rural Empioy:ment Guarantee Act, 200.5 (42 vide of ihe Qiö'vernment of India in thc of Rural Development number G..S,R, 590 (fib dated thc 21st September, 2006 the of Endia, Extraordinary, Pan {i, 3, Suh-section(D dated thc Septemhe'. and from likely to be affected *hereby the expiry of penod thirt} days from the pubfication the in thel)ftieiai Atid whereas copies of the rules in they pubshed were made availaF.le to -the 22nd September, And regard. thereiGre, exercise ot the powers read clause (e) of sectiö!i 3 i the Rural employment Guarantee Act. 2005 of 20051 the Central government makes the rules, namely 1. Short title and rules be eciled Ehe National Employmentl Guarantee Fund Rulc•. 2006 5 (2) They Shail come into force on the date of their publication in the Officiaj Gazette 2

3. Definitions.- in these rules, antess the context otherwise requires,- Act'S means the National Rural Employment Guarantee Act; 2005 (42 of 2005); Government" means Central Government in the Ministo• Of Rural Fund" means the National Employment Guarantee Fund established under sub-section (ot section 20; (d}all other words and expressions used herein and not defined but defined in the Act shall have the meanings respectively assigned to them in the Act. Account of the National Fund. - National Fund shall be maintained by the Central Government in a Public Account- Usage of the National Fund. — The National Fund shall be used by the Central Government to meet the Central Government share of expenditure en implementation of the Act including the grants 10 State Governments and Union territories and the expenses Of the Central Employment Guarantee Council, 5. Release Of grants from the Fund to the State Governments and Union Territory Administrations. — (j) Before the beginning of each financial year on or before January, all Secretaries of the State Governments a-nd Union territories concerned with the implementation Of the Act and the State Employment Guarantee Schemes shall present their annual work Pian and labour budget to the Ministry of Rural Development. (2) The State Governments and I,nion territories may also in their annual work plan and Yabour budget submit proposals for any work other than vbose specified jn Schedule. of the Act. M Ct.t RIG a! rnav the prnpi.h,saiN Rurnl ('iuaranee by -Süd: 3Kij,- Release of grants from the National Fund tv the Central Employment 6. Guarantee Council. (1) The Central Etnpioyment Guarantee Council shaE bc given a grant every year with an initial corpus five crores of rupees in order to meet the expenses in connection with the functions az.sigaed the Council (2) 'The Counci) shall maintain a bank account in a Scheduled Bank for the funds so given. (3) grants shau be given to the Council after Äudiz report for the previous year and the tuti',izatién ce?lifiate at L•ast sixty per thc amount already released are furnished. Balance budgeted grant. - I he balance budgeted grant each financial year shall be transtérred the Nationai Eund beiöre the close of the tinanciai year and shall the reserve in (he Nalionai Fund Che grants released Ihe Naiional Fund to the State Governments 8. Audit. - and U'mon territory Administrations shad be audited by the Comptroller and Auditor General through respective Accountant Oenerals. internal audit shah be done Ot: behalf of J of the Department (Secretary) the Government of India and Shall be supervised and monitored by the office ChæfControlier of Accounts. IF. No, V. 28012 03/05-06-EGS) AMITA SHARMA, It. secy. by the Manager, Ring Raad, b: the REGD, NO. D. L-3300#99 RFP-330W99 Che Gazette of 3rtdia q, 225] No. 2251 AIRAON)INARY PART 11—Seün (i) PVBLÆIED BY Atm-J0Rrry 2S, 4, 1928 NEW DEIXI, THURSDAY, MAY 25, 2"/JYAISTEA 4, 1928 -d 25 2006 2006 2005 (2005 42) 31 (2) (F) (1) gg, (nvy q. 21 2006 2, 3, (i). 23 2006 23 2006 2005 (2005 42) 31 (2) (9 (a) (1) BRT 2006 3±75 01/2006 (1) 2

3. OF : EXI'R.AORDNARY (6) "gftfi•qq" 2005 (2005 42) (a) 10 \$1 (1) 243& (q (q) t) t; (30 - (t) €qfizrq (2) to 3 (ii) (iii) (ivi (vi) (vii) (viii) (ix) (71) (ii) 4 THE GAZETI"E OF INDIA : EXTRAORDINARY (ii) ;

(iii) ; (2) Qil f P ART s (ii) t, (iii) (iv) Ng € (vi) 6 THE GAZETTE OF INDIA EXTRAORDINARY nrå 8. - (1) 11 (3) err* \$5 (4) q•Rqq (ii) (iii) 10. - (1) gpfi 8 PARFII—Sæ 11. (1) (2) atx (3) 11 12. fi&zrt - (1) qfi4K, qi-rd (2) fit-at OF RURAL (Depñent pf Rural Deveb—at) New Delhi, the 25th May, the draft Of certain rules to be calted the National Rural Employment Guarantee (Central Council) Rules, 2006 were published, in exercise ofthe powers conferred by sub-sections (I) read with clauses (a) and (b) of sub-section (2) of section 31 of the National Rural Employment Guarantee Act, 2005 (42 of 2005),vide notification of the Government of India in the Ministry of Rural Development (Department of Rural number G.S.R. 175(E), dated the 21st March, 2006 in the Gazette ot {ndia, Extraordinary, part 11. Section 3, Sub-Section (i) dated the 23rd March, 2006 inviting objections and suggestions from persons likely to be affected thereby before the expiry of a period of thirty days from the date of publication of the said notification in the Offlcial Gazette, And whereas the copies of the Gazette containing æ said notification were made available to the public on the 23rd March,2006; And whereas no objections or suggestions on the said draft rules were received by the Central government; 9 Now, in exercise of the powers conferred by sub-section (I), read with clauses (a) and (b) of sub-section (2), of Section 31 of the National Rural Employment Guarantee Act* 2005 (42 of 2005), the Central government hereby makes tre following rules, namely:- 1. Short title and commencements— (t)These rules may be called the Nationai Rural Employment Guarantee(Centrai Council) Rules, 2006 (2) They skulk come into force from the date of their publication in the Official Gazettee

2. Definitions.— In these rules, unless the context otherwise requires, (a) "Act" means the National Rural Employment Guarantee Act, 2005 (42 of2005); (b) "Central Council" means the Central Employment Guarantee Council constituted under sub-section (I) of section IO; (c) "Chairperson" means the Chairperson of the Central Council; (d) "District Panchayat" means an institution (by whatever name called) of self-government constituted under article 243B of the Constitution, for rural areas at the district levels in accordance with the provisions of Part [X of the Constitution; (e) "Executive Com.rnittee" means the Executive Committee of the Central Council constituted under sub-rule (I) of rule 9; (f) "Member-Secretary" means the Member-Secretary of the Central Council; (g) "section" means a section of the Act; (h) "Scheme" means a notified by a State Government under sub-section (I) of section 4; (i) "Teclmical Secretariat" means the Technical Secretariat of the Cerml Council; (j) words and expressions used but not defined in these rules shall have the meanings respectively assigned to them in the Act

3. The Central Council- (I) Subject to the provisions of sub-rule (2), the Central Council constituted under sub-section (1) of section iO shall consist of the following, natnely:—10 THE GA7ErTE OF : EXTRAORDNARY (a) Union Minister for Rural Development. off cio; Chairperson, ex (b) (i) Secretary to the Government of India, Department of Rural Development-member-ex-dicio, (ii) a nonunee of the Ministry of Women utd Child Development not the rank of Joint Secretary to the Government of India... member, (iii) a nominee of the Minisuy of Agriculture not below the rank of Joint Secretary to the Government of India.. member; (iv) a nominee of the Ministry of Environment and Forest not below the rank of Joint Secretary to the Government of India member; (v) a nominee of the Ministry of Statistics and Programme Implementation not below the rank of Joint Secretary to tle Government of India.. member, (vi) a nominee of the Ministry of Panchayat Raj not below the rank of Joint Secretary to the Government of India... , member, (vii) a nominee of the Ministry of Tribal Affairs not below the rank of Joint Secretary to the Government of india. member; (viii) a nomtnee of the Ministry of Social Justice and Empe"erment not below the rank Of Joint Secretary to the Government of India.. member; (ix) one representative of Planning Commission not below the rank of Advisor in the Planning Commission... member; (c) six representatives of the department of rural developrrænt of the State Governments who shali not be below the rank of Secretary to the concerned State Government to be nominated by the Central Government members; (d) twelve members to be nominated by the Central Government from Panchayati Raj Institutions, organisations of workers and disadvantaged groups, of whom four shall be women, and shall include— (i) two representatives to be nominated by the Central Government from the Scheduled Caste, one representative each from Scheduled Tribes, Other Backward Classes and minorities; (ii) Chairpersons of two District Panchayats nominated by the Central Government by for a period of one year at a time; (e) three members representing the States to be nominated by the Caltral Government of whom- (i) one shall be an exprt in any of the areas of works, such as water conservation, lard development, afforestation and plantation and rural engineering, listed or notified undet Schedule i of the Act; (ii) one shall expert in

social unit, and (iii) one shall be expert on wage employment; (f) Joint Secretary to the Government of India in the Ministry of Rural Development in charge Of the National Rural Employment Act, 2005.. .Member-Secretary. (Z) Not less than one-third of the total number of non-official members of the Central Council shall be women. 4, Terms and conditions of appointment of Members.- (1) The members representing the Ministries or Departments of the Government of India shall hold their offices as long as they are serving in their respective Ministries or Departments or till the concerned Ministry or Department nominates any other Officer. (2) The term of office of the official members representing the State Governments shall be for a period of one year. (3) The term of office of the non-official members nominated under clause (d) of sub-rule (I) of rule 3 shall be appointed for a period of one year. (4) A non-official member nominated under clause (e) of sub-rule (i) shall be appointed for a period of two years or till any other member is appointed in his place takes charge, whichever is earlier. (5) The non-official members nominated under clauses (d) and (e) of sub-rule (J) shall be entitled to receive travelling allowance and dearness allowance for attending the meetings of the Central Council or the Executive Committee, as the case may be, at the rates admissible to the Central Government servants of the highest grade. (6) The non-official members shall also be entitled to receive honorarium at the rate of one thousand rupees per day for the days of the meeting of the Central Council or its Executive Committee or any other place at the headquarters at New Delhi or at any other place on invitation by the Central Council. S. Resignation. etc. of non-official members.— (I) Any non-official member may,— (a) by writing under his hand addressed to the Chairperson resign his office at any time; (b) be removed from his office in case he incurs any disqualification mentioned in sub-rule (2). (2) The Central Government may, remove from office a non-official member if he,— (i) has been adjudged as an insolvent; or (ii) has been convicted of an offence which, in the opinion of the Central Government, involves moral turpitude; or (iii) has become physically or mentally incapable of acting as a member; or (iv) has acquired such financial or other interest as is likely to affect judicially his functions as a member; or (v) has so abused his position as to render his continuance in office prejudicial to the public interest; or (vi) remains absent for three consecutive meetings of the Central Council except for reasons beyond his control or without permission of the Chairperson. (3) Any vacancy caused in the Central Council due to resignation, death, removal or otherwise of a non-official member shall be filled from the same category to which such member was representing and the person newly nominated shall hold office so long as the member whose place he fills would have been entitled to hold office, if the vacancy had not occurred 6. Meetings of the Central Council and its quorum. - (I) The Central Council shall meet at least two times in a year or more frequently as it may consider necessary, at such place and at such time, as may be decided upon by the Chairperson: Provided that six months shall not intervene between two consecutive meetings of the Central Council, 1 ('m 11—083 i (2) the Chairperson shall preside at every meeting of the Central Council at which he is present, and in his absence, the Secretary' to the Government of India, Department of Rural Development shall preside. (3) Not less than one-third of the members shall constitute the quorum for the meetings of the Central Council

7. Procedure of the meetings.— (1) The Member-Secretary shall give at least fourteen clear days notice for a meeting of the Central Council, giving therein the date, time and place of the meeting. (2) If the quorum in the meeting is not present, the Chairperson may postpone the meeting to another date and the Chairperson and the members present at the postponed meeting shall constitute the quorum, (3) Every question brought before any meeting of Central Council shall be decided upon by a majority of the members present and voting at the meeting before which the matter is brought and no member shall be allowed to vote by proxy. (4) In the case of an equality of votes on any resolution or question, the Chairperson shall have a casting or a second vote. (5) The Member-Secretary shall, within thirty days of a meeting, circulate the minutes of that meeting duly approved by the Chairperson

8. Functions of the Central Council.— (1) The Central Council shall perform the duties and the functions assigned to it under section (2) The Central Council may, subject to such control and directions, authorise the Member-Secretary to deal with such financial and administrative matters for the day-to-day functioning. (3) The Central Council shall lay down the systems and procedures for maintenance of its accounts and other records (4) The Member-Secretary shall be responsible for the custody and

maintenance of the minutes book and other records of the Central Council and those of the Executive Committee

9. Executive Committee.— (1) The Central Council shall constitute a Committee to be called the Executive Committee to assist it to discharge the duties and perform the functions assigned to it. (2) The Executive Committee constituted under sub-rule (1) shall consist of the following, namely:— 14 THE GAZETTE OF : EXTRAORDINARY (i) Secretary to the Government of India, Department of Rural Development. (ii) The Financial Advisor, Ministry Of Rural Development; representative of the Ministry of Panchayati Raj and two Members who are Secretaries of State Governments nominated by the Chairperson Of the Executive Committee. (iii) Four non-official members of the Central Council to be nominated by the Chairperson of the Central Council. ART U—SEC President; Members; Members. (3) The Member-Secretary shall be the Member-Secretary of the Executive Committee. 10. Functions of the Executive Committee.— (1) Subject to the general superintendence and directions of the Central Council, the Executive Committee shall perform the following duties and functions, namely:— (a) take steps to give effect to the decisions of the Central Council, (b) manage the administrative and financial affairs of the Central Council; (c) sanction expenditure in connection with the affairs of the Central Council; (d) appoint expert for technical support and advice to improve the quality of implementation of the Act; (e) exercise such powers and performs such functions as may be entrusted to it by the Central Council. (2) The Executive Committee shall meet at least once in three months or more frequently, if required by the Central Council

11. Technical Secretariat (1) The Central Council and the Executive Committee shall be assisted by a Technical Secretariat, which may be set up by the Central Government in accordance with these rules to logistic and technical support for the implementation of the provisions of the Act. (2) The Technical Secretariat shall be headed by the Member-Secretary and persons of professional services enlisted on the basis of procedures, norms and terms decided by the Executive Committee. (3) The persons of professional services engaged for the Technical Secretariat shall pertain to services in functional areas specified in section 11

12. Fund of the Central Council—(1) The Central Council shall meet its expenses in connection with its affairs and the functions entrusted to it under the Act or these rules from the annual grants released to it by the Ministry of Rural Development out of the National Employment Guarantee Fund (2) The of Central Council shall be operated through a scheduled bank as approved by the Central Council. AMITA SHARMA. Jt. secy. Printed by Manager, Govt. Of India Press. Rb' Road, Delhi-110064 by the Controller of Publications, Delhi-110054.