

CHHATTISGARH AADHAAR ACT, 2018

/ 38 ft. Q. Galt, 30-05-2001. 272] 27 2018 — 5, 1940 2018 7543/a 141121 q. / 18. 543 544 1. 2. 3. 5. 6. 7. 8. 9. R7iü7gaTi2018 2018 üFT) (1) (2) (3) 2. 27Fé 2018 13 æft2018) 2018 34fäß-u-q 2018 ÄRT, eiuaïom, a; "Q*rz4 2016 2016); 544 (1) (u) (z) 544 (2) fäg *TTFT (Z) (Z) (Z) (Z) 2018 aaqTJTR" aiüg t; Rig 'fita" ü, ærü, 3. 4. 5. fig, azi • *JIT, 3 544 (3) 6. 7. 8. 9. (1) (2) (3) (1) (2) fiÄ) QTF, 27gaT\$2018 7543/a 141/21-34/YF./Ø. q./18.— 348 (3) 544 (4) 2018 CHHATTISGARH ACT (No. 13 of 2018) CHHATTISGARH AADHAAR (TARGETED DELIVERY OF FINANCIAL AND OTHER SUBSIDIES, Section 2 3. 4. 5. 6. 7

9. BENEFITS AND SERVICES AND PROTECTION OF INFORMATION) Acr, 2018 INDEX

Particulars Short title, extent and commencement. Definitions. Proof of Aadhaar number necessary for receipt of certain subsidies, benefits and services. Noti\$'ing Schemes by State Government. Application of Chapters-III and VI of Central Act. Act to be in addition and not in derogation of any other law. Protection of action taken in good faith. Power to make rules. Power to remove difficulties. CHHATTISGARH Acr (No. 13 of 2018) CHHATTISGARH AADHAAR (TARGETED DELIVERY OF FINANCIAL AND OTHER SUBSIDIES, BENEFITS AND SERVICES AND PROTECTION OF INFORMATION) ACT, 2018 An Act to provide for, as good governance, efficient, transparent, and targeted delivery of subsidies, benefits and services, the expenditure for which is incurred from the Consolidated Fund of State or any other fund set up by any Agency of the State Government, to individuals residing in the State of Chhattisgarh using Aadhaar number as proof of establishing identity of an individual' and for matters connected therewith or incidental thereto. Be it enacted by the Chhattisgarh Legislature in the Sixty-ninth Year of the Republic of India, as follows Short extent 544 (5) title, and (1) (2) (3) 2. This Act may be called Chhattisgarh Aadhaar (Targeted Delivery of Financial and Other Subsidies, Benefits and Services and Protection of Information) Act, 2018. It extends to the whole of the State of Chhattisgarh. It shall come into force on such date, as the Government may, by notification in the Official Gazette appoint; and different dates may be appointed for different provisions of this Act and any reference in any such provision to the commencement of this Act shall be construed as a reference to the commencement of that provision. In this Act, unless the context requires otherwise,- commencement. Definition. (a) (b) (c) (d) (e) (f) "Aadhaar number" means an identification number issued to an individual under sub-section (3) of Section 3 of the Central Act; "Agency of the State Government" means any authority or body established or constituted by any Central or State law in the State of Chhattisgarh including the local bodies, and any other body owned and controlled by the State Government and includes the bodies whose composition and administration are predominantly controlled by the State Government; "authentication" means the process by which the Aadhaar number along with demographic information or biometric information of an individual is submitted to the Central identities Data Repository for its verification and such Repository verifies the correctness, or the lack thereof, on the basis of information available with it; "benefit" means any advantage, gift, reward, relief or payment, in cash or kind, provided to an individual or group of individuals and includes such other benefits as may be notified by the State Government, from time to time; "biometric information" means photograph, finger print, Iris scan, or such other biological attributes of an individual specified by the Central Act; "Central Act" means the Aadhaar (Targeted Delivery of Financial and Other Subsidies, Benefits and Services) Act, 2016 (Central Act No. 18 of 2016); 544 (6) Proof Of Aadhaar number necessary for receipt of certain subsidies, (g) (h) (k) (1) (m) (n) "Central Identities Data Repository" means a centralized database in one or more locations containing all Aadhaar numbers issued to Aadhaar number holders along with the corresponding demographic information and biometric information of such individuals and other information related thereto; "Consolidated Fund of State" means a Consolidated Fund of the State of Chhattisgarh; "demographic information" includes information relating to the name, date of birth, address and other relevant information of an individual as per the provisions of Central Act, but shall not include race, religion, caste, tribe, ethnicity, language, records of entitlements, income or medical history; "enrolment" means the process to collect demographic and biometric information from individuals by the enrolling agencies for the purpose of issuing Aadhaar number to individual as provided under the Central Act; "Government" or State Government " means the Government Of Chhattisgarh; "Prescribed" means prescribed by the rules

made under this Act; "service" means any provision, facility, utility or any other assistance provided in any form to an individual or a group of individuals and includes such other services as may be notified by the State Government; "subsidy" means any form of aid, support, grant, subvention or appropriation, in cash or in kind, to an individual or a group of individuals which includes such other subsidies as may be notified by the State Government, from time to time. (2) Words and expressions used in this Act but not defined herein above shall have the same meanings as respectively assigned to them under the Central Act; benefits services. and 3

4. Notifying Schemes State by Government.of Application Chapters-III and VI of Central Act. The State Government or, as the case may be, any agency of the State Government, may, for the purpose of establishing identity of an individual as a condition for receipt of a subsidy, benefit or service for which the expenditure is incurred by way of withdrawal from, or the receipt therefrom forms part of the Consolidated Fund of the State, or any other fund set up by any Agency of the State Government, require that such individual undergo authentication, or furnish proof of possession of Aadhaar number or, in the case of an individual to whom no Aadhaar number has been assigned, such individual makes an application for enrollment: Provided that, till such time an Aadhaar number is not assigned to an individual, the individual should be offered alternate and viable means of identification for delivery of the subsidy, benefit or service. The State Government shall, from time to time, notify the list of schemes, subsidies, benefits or services for which such authentication or proof is required as per Section 3. The provisions of Chapter-III (Authentication) and Chapter-VI (Protection of Information) of the Central Act shall mutatis mutandis apply to authentication under this Act. 544 (7) be in 6. 7. 8

9. The provisions of this Act shall be in addition to, and not in derogation of, the provisions of any other law for the time being in force.No suit, prosecution or other legal proceeding shall lie against the State Government or any officer, or other employees of the State Government for anything which is in good faith done or intended to be done under this Act or rules made thereunder. Act to The State Government may, by notification in the Official Gazette, make rules to carry out the provisions of this Act. In particular, and without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely :- (2) (3) (1) (2) (a) (b) specifying the manner of use of Aadhaar number for the purposes of providing or availing of various subsidies, benefits, services and other purposes for which Aadhaar number may be used; any other matter which is required to be, or may be, specified, or in respect of which provision is to be made by rules. addition and not in derogation of any other law. Protection of action taken in good faith. Power to make rules. Power to remove difficulties. Every rule made under this Act shall be laid, as soon as may be, after it is made, before State Legislature, while it is in session. If any difficulty arises in giving effect to provisions of this Act, the State Government may, as occasion may arise, by an order published in the Official Gazette, do anything not inconsistent with the provisions of this Act, which appears to it to be necessary or expedient for the purposes of removing the difficulty : Provided that no such order shall be made after the expiry of the period of two years from the date of commencement of this Act. Every order made under sub-section (1) of this Section shall be laid, as soon as may be, after it is made, before State Legislature. : 2018.