

CHHATTISGARH VIDHAN MANDAL NETA PRATIPAKSHA (VETAN TATHA BHATTA) ADHINIYAM, 1980

fäf v. u. 37 Ott. frTt\$ t, faiq qtra, zrer RFqdr iTt t, Y. tqcqrqtrr.) fr.q.t ftqr Tqr. OTT, (R) (üt6X) X t qRt- (F) ffqT rrq Orr. ttt fi;ztT t, (R) (t) fräq OTT. Ott." üfäfi•q-q, () * qfrfrTZTR rR-errFrr. .17, tv 5 srfüfi•q-q, qqT) t. gego) gg, ttr*«) qqT') XFSzr qr#rr. MADHYA PRADESH Acr No. 8 OF 1980 THE MADHYA PRADESH VIDHAN MANDAL NETA PRATIPAKSHA (VETAN TATHA BHATTA) ADHINIYAM, 1980. TABLE OF CONTENTS Sections : I. 2. 3. 4. 5. 6. 7. 9. 11. 12. 13. -14. Short title and commencement. Definitions, Salary of Neta Pratipaksha Sumptuary allowance to Neta Pratipaksbæ Residence for Neta Pratipaksha. Conveyance for Neta Pratipaksha. Mediéal attendance and treatment, etc. to the Neta Hipabha. Prohibition against' practising any profession, tade, -etc, Travelling and d#ily allowances to Neta Pradpaksha. Telephone facilities. Provision of secretariat facilities.- -Allowances and perquisites io be •exclusive • of tai. Notification respecting the date on which person' became or ceased Neta Pratipaksha to be conclusive evidence Power to make rules. Amendmeå! of Maahya - Pradesh t to be the i 6. of Madhya MADHYA PRADESH ACT No. 8 OF 1980 THE MADHYA PRADESH VIDHAN MANDAL NETA PRATIPAKSHA (VETAN TATHA BHATTA) ADHINIYAM, 1980 rtfBeecived the assent of the Governor on the 18th August 1980 ; assent first published in the "Madhya Pradesh Gazette" (Extraordinary), dated the 19th-August 1980.] Act to provide for salaries and allowances of Neta Praüpaksha in the Madhya Pradesh Legislature. it enacted by the Madhya Pradesh Legislature in the Thirty-first Year of the Republic of India as follows I. This Act may be called the Madhya Pradesh Vidhan Mandal Neta and Pratipaksha (Vetan Tatha Bhatta) Adhiniyam, 1980. (2) It shall come into force at pnce. 2. e In this Act,— (a) "Neta Pratipaksha" means that member of the Madhya Pradesh Legislative Assembly who is, for the time being, the Leader im,tbepe Leøslative Assembly of the Varty in opposition to the State—Government• having tile greatest numerical strengh and recognised as such bj-th&Speaker Of the Legislative Assembly ; Eylanation .—Where there are two or more parties in Opposition to the State Government in the Assembly having the same numerical strength, the Speaker of the Assembly shau having regard to the status 9f the parties, recognise any one of the Leaders of such parties -as Ahe eta Pratipaksha for the purp oses of this section and •final and Denntuons. -conclusive. (b) Words and expressions used but not defined in this Act defined in the Madhya Pradesh Vidhan Sabha Sadasya Vetan, Bhatta Tatha Pension Adhiniyam, 1972 ' (No. -7 of 1973) shall have the. meänin5 respectively assigned •to them in that Act. There shall be paid to the Neta.Pratipaksha a- -såary,öf pne thousand and seven Salary ot Neta hundred and fifty rupees per mensem. Pratipaksha. 4- There shall be paid to the Neta Pratipaksha a mptuary åljowaåce of stWO Sumptuary allowanæ hundred and fifty rupees per mensem. Prati- paksha. • (I) The. Neta Pratipaksha SIGII, so long as he suChAeader and for Residæe a -period •of -one month -i ed' tely; thereafter, be entitled withouqpaympnt «Of rent! and no charge iii•peysbnally-påksha: to the-use of a furnished * Substituted by- Act No. 21 of 1983 Rs. One-thousand seyen hundFä fifty. 10 v2 If ille Neta Pratipaksha does not avail of the benefit of sub-section (L), he shall in lieu thereof, be entitled to a house rent allowance equal to twenty per centum of the salary payable to him under section 3. (3 j addition •to a free furnished residence at Bhopal under sub-section (I), the also be entitled to the use of a furnished residence without payment Shail of rent any other place which the State Government may from time to time, for the purpose or this Act. declhre he lhe place of official residence of the Neta Pratipaksha. so long such declal ation remains in force. e(4) The expenditure to he incurred in respect of furnishing Of the residence provided) Vo the Neta Praiipaksha under sub-section (I) shall be subject to the monetary limit of thirty five thousand rupees. The annual expenditure to be incurred in respect of up keep, annual repairs and maintenance of the residence and garden provided under sub-section. (I) shall be subject. to such monetary limits as may be laid down in the rules made in this behalf by the State Government. the purposes of this section "residence" includes the staff quarters and other buildings appurtenant thereto, and the garden thereof and "maintenance" in relation to a residence includes the payment of local rates and taxes and the proviso of electricity and water. (I) shall be provided to the Neta Pratipaksha for his rise a suitable Conveyanæ for Neta Prati- m6tor vehicle gurchased and maintained at. public expense in accordance with the rules to be made by the State Government in that behalf. 52) The State Government shall also provide at Public expense* two chauffeurs for the motor vehicle, and also supply for the motor vehicle, motor fuel

consumed for journeys (other than journeys for which travelling allowance is admissible) performed by the motor vehicle subject to a maximum of three hundred and fifty litres per month. ** 7. (I) Neta shall be paid to the Neta Pratipaksha a medical allowance of five hundred rupees per mensem. Medical (2) 40 the medical allowance payable under sub-section (1) the Neta Pratipaksha and the members of the family of the Neta Pratipaksha shall be entitled to Neta to medical attendance and treatment, free of charge, on the scale of and conditions Pratipaksha. Prohibition against practicing any profession, trade, etc applicable to the members of the All India Services and member of their families under the rules relating to medical attendance and treatment, made from time to time, under the All India Services Act, 1951 (LXI of 1951). Explanation.—In this section "medical attendance and treatment" means medical attendance and treatment, on admission as an inpatient; J. A Neta Pratipaksha shall not, during the tenure of his office for which he draws salary and allowances under this Act,— (a) practice any profession or engage in any trade or undertake for remuneration any other employment; and (b) draw salary and allowances and be entitled to any other facilities as a member under the Madhya Pradesh Vidhan Sabha Sadasya Vetan, Bhatta Tatha Pension Adhiniyam, 1972 (No. 7 of 1973). Substituted by Act No. 21 of 1981. Substituted by Act No. 24 of 1983. Inserted by Act No. 24 of 1983. Substituted by Act No. 24 of 1983 chauffeurs two at the place of. It 9. (I) The Neta Pratipaksha shall in accordance with the rules made in this behalf Travelling and by the State Government, be entitled to, deny allowances to Neta travelling allowance for himself and the members of his family dependent Pratipaksha. Upon him and for the transport of his and his family's effects— in respect of the journeys to Bhopal from his usual place of residence out of Bhopal for assuming office; and V(ii) in respect of the journey from to his usual place of residence out of Bhopal on relinquishing office; and (b) travelling and daily allowance in respect of tours undertaken by him,— VO) On the discharge of his duties as the Neta. Pratipaksha; and (ii) -in the discharge of his duties as a member of a committee for attending a meeting of that committee, travelling allowance under this section may be paid in cash or free official transport provided in lieu thereof, (3) In addition to travelling and daily allowances payable in respect of tours specified in clause (b) of sub-section (1), the Neta Pratipaksha shall be entitled without payment (of any charge, to accommodation in, and provision of electricity at, Circuit houses and Rest houses maintained by the State during the period of his stay during such tours. IO. (I) The Neta Pratipaksha shall during the term of his be entitled to have a telephone installed at Government cost at the place of his residence Under section 5. No charge shall fall on the Neta Pratipaksha personally, in respect of in addition of, initial deposit for, rental charges for maintenance, and any other charges whatsoever in respect of, telephone installed under sub-section (1). Neta Pratipaksha shall be Personal Establishment to the same extent to which a Minister is entitled State Government in this behalf from time to time." 92' (i) All allowances payable; and Pratipaksha and to be exclusive of (ii) furnished residence without payment of rent and other perquisites admissible; income of the Neta Pratipaksha under this Act shall be exclusive income payable by the State Government. as 'If the income of Neta Pratipaksha were his only income for the purposes of Income Tax Act; 4.1961 (NO. 43 Of 1961). A3. The date on which any person becomes or ceases to be shall be notified in the Gazette and any such notification shall be conclusive evidence on which the fact that he became or ceased to be the Neta Pratipaksha, OR that 'dava-fuall provisions of this Act. Neta Pratipaksha to be conclusive evidence 981 Power to make rules. 12 - (1) The State Government may, by notification, make rules for carrying out the purposes of this Act. (2) particular and prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely (a) the monetary limit of the annual expenditure to be incurred in the upkeep, annual repairs and maintenance of the residence and garden under sub-section (5) of Section 5; purchase and maintenance of a motor vehicle to be provided to the Neta Pratipaksha under Section 6; (c) and daily allowance admissible to the Neta Pratipaksha under Section 9; (d) duties of the Neta Pratipaksha for purpose of Section 9; (C) any other matter which is to be or may be prescribed. 9) The power to make rules conferred by this section shall include the power to give retrospective effect from a date not earlier than the date of commencement of this Act but no retrospective effect shall be given so as to prejudicially affect the existing interests of the Neta Pratipaksha. (4) All rules made under this Act shall be laid on the table of the Legislative Assembly. In the Madhya Pradesh Vidhan Mandal Sadasya Nirarhata, Nivaran Adhiniyam, Amendment of Madhya Pradesh 1967 (No. 16 in the Schedule, for item 16 and Explanation, thereof) Item Act No. 16 of and Explanation shall be substituted, namely 1967. Amendment of Madhya Pradesh

Act No. 7 of 1973. "16. The Office of the Neta Pratipaksha in the Madhya Pradesh Legislative Assembly. the purpose of item 16, the Neta Pratipaksha shall have the meaning assigned to it in the Madhya Pradesh Vidhan Mandal Net Pratipaksha• Adhiniyam, 1980". ICY. In the Madhya Pradesh Vidhan Sabha Sadasya Vetan, Bhatta Tatha Pensio Adhiniyam, 1972 (No. 7 of 1973),— (i) in clause (b) of Section 2,— (a ' in sub-clause (iv), the word "and" at the end shall be omitted ; (b) after sub-clause (iv), the following sub-clause shall be inserted. iv-a) the Neta Pratipaksha as defined in the Madhya Pradesh Vid Mandal Virodhi Dal Ka Neta (Vetan Tatha Bhatta) Adhiniyam 1980 (ii) in sub-section (4) of Section 6-A, in clause (iii), after the words "or as both" the words "or as Neta Pratipaksha as defined in the Madhya • Pradesh Vidhan Mandal Virodhi Dal Ka Neta (Vetan Tatha Bhatta) Adhiniyam, 1980" shall be inserted, and (iii) Section shall be omitted. 13 Bhopal, the 9th September 1980 No. 29459-F. 4-80-XXI-A exercise Of the powers conferred by Section 14 of the Madhya Pradesh Vidhan Mandal Neta Pratipaksha (Vetan Talha Bhatta) Adhiniyam, 1980 (No. 8 of 1980), the State Government hereby makes the following rules, namely RULES I. Short title and These rules may be called the Madhya Pradesh Vidhan Mandal Neta Pratipaksha (Residence, Conveyance and Travelling and Daily Allowances) Rules, 1980. (2) They shall be deemed to have come into force on the 19th day of August, 1980

2. Application of rules to the Neta Pratipaksha.—Subject to the provisions of the Madhya Pradesh Vidhan Mandal Neta Pratipaksha (Vetan Tatha Bhatta) Adhiniyam, 1980 (No. 8 of 1980) the Madhya Pradesh Ministers (Residences) Rules, 1964, the Madhya Pradesh Ministers (Purchase and maintenance of Conveyances) Rules, 1974 and the Madhya Pradesh Ministers (Travelling and Daily Allowances) Rules, 1972 shall, so far as may be, apply in the case Of the Neta Pratipaksha as they apply in case of a Minister

3. Interpretation.—If any question arises as to the interpretation Of these rules, shall be referred to the State Government for decision. By order and in the name of the Governor of Madhya Pradesh, S. N. JOHRI, secy. Amended' by Notification No. 6974-21-A-D.A, Dated the 8th March 1983 of Law and Legislative Affairs Department. 187 3 Q, 1923 2001 4504 21 23 3-vraea, 200 ; f%N'i ÄTd1 t. 384 31 2001 12 q 2001) () , 2001 () 3fifizo:r, 1980 3-fifizfi:m :— (1) 2001 t. 2-22-vi•anq ft. i. fV«li. 30-5-2001. 24 4, 1924 23 2002 19-4-2002 t, q•rm t. 201 202 u•rq ums(s 24 2002 19 2002) efifizrq, 2002 (@77 •mr) 1980 (2) 2. 3, 4. 2002 19 1980 fifQ t) VTQ 5 () 26 2002 • 23 2002 3106/21 -wya.,wvon. — 348 (3) 'Afiv.l 2002 19 2002) 24 2002 CHHATTISGARH Acr (No.19 of 2002) THE CHHATTISGARH VIDHAN MANDAL NETA PRATIPAKSH (VETAN TAIYA BHATTA) (SANSHODHAN) ACT, 2002 An Act further to amend the Chhattisgarh Vidhan Mandal Neta Pratipaksh (Vetan Tatha Bhatta) Adhiniyam, 1980. Be it enacted by the ChhutiisgarhLegislature in the Fifty third year Republic ot'India as follows (2) nis ACE may be called the Chhattisgarh Vidhan Mandal Neta Pratipaksh (Vetan Tatha Bhatta) (Sanshodhan) Adhiniyam. (No. 19 of 2002). [t shall come into force from the date of its publication in the Gazctte, 2. 3

4. In sub-section (I) or Section 5 of tlr Chhattisgarh Vidhan Mandal Neta Pratipaksh (Vetan Tatha Bhatta) Adhiniyam, 1980 (hereinafter referred to Principal Act) after Ehe words "Of a furnished" the words "office cum" shall be added.Sub-section (4) 01' Seelion 5 of the Principal Act shall be omitted. in sub-section (5) of Section S of the Principal Act after the words "repairs and mainlenanee" the words "and furnishing" and before the word "residence" wherever il occurs including in explanation or this section the words "office cum" shall be added. Shon title ltnd Canl- mancement. Amendment of See. tlun S Omi."ion 5 fiqX«, mfim—2002. 'Viqqzgf/09/2010-2012." Nd, 30-5-3001." 7 17, 1932 7 2010 5081/106/21-wm.Æ. 30-u-2010 279 280 QRt 4 7 2010 2010) 2010 •rm '980 (üq•i« 8 1980) 2. 3. (1) (üN7) 2010 (2) 1980 (O 7 2010 5081/106/21-wnrø. (3) 2010 (fi* 6 i. t. vr«rr, • 7 2010 CHHAMISGARH ACT (No. 6 of 2010) THE CHHATTISGARH VIDHAN MANDAL NETA PRATIPAKSHA- (VETAN TATHA BHArrA) (SANSHODHAN)ACT, 2010 An furtber to •mend the VEhan Mandal Neta (Vetan Bhatta) Adliniyam, 1980 (NL 8 of 1980). Be it enwted b' the Legislature in the Sixty-first year of the Republic of India as follows 1. 3. (1) 'ThisAct may be the Chhattisgarh Ihtha Bhatta) (Sanshodhan) Adhiniyam, 2010. (2) It shall come into force from the dae of its publication in dte Official In Section 3 of the Chhattisgarh Vidhan Mand.al Neta Pratipaksha (Vetan Tatha Bhatta) Adhiniyam, 1980 (No. 8 of 1980) (Irteinaner referred to as tie Principal Act) for words "One Thousand five Hundred" the shalt be substiülted. 280 (1) due 4. (ii) in sub-section (2) of Secüon 4 for the words 'five tie words "Eight Thousand" shall be substituted. In sub-section (3) of Section 4 for the words "Seven Hun&ed Sixty Seven" the words "One Thousand One Hundred" shall be substituted. 30 "ÜâQTßÄ/09/2012-201S." 30-5-2001.' IS 2013—47 25, 1935 R•fV 15 2013 3024M q./13.—Üiq11Z 08-04- 2013 t, t. 303 304 3 IS 3-1k 2013 10 q

2013) 2013 (tRT) 1980 (8 1980) 2013 (2) 2. 3. 4. 5. Y71) 1980 8 1980), fif& t) 2 a-14fq : 3 yfrx:nF' üfiæe" 16 (2) 3 (3) 27,000 27,000 15 2013 15 2013 3024/4 348 (3) 2013 10 u«. q«rufi, CHHATTISGARH ACT (No. IOof 2013) THE CHHATTISGARH VIDHAN MANDAL NETA PRATIPAKSHA (VETAN TATHA BHATTA) (SANSHODHAN) ADHINIYAM, 2013 Au Aci further io anneud the Chhattisgarh Mandal Neta a-atipak.sbø (Vetan Tatha Bhatta) Adbiniyam, 1980 (No. 8 of 1980). Be it enacted by the Chhattisgarh Legislature in the Sixty-Fourth Year of the Re-public of India, as follows 304 (1) (2) This Act may be called the Chhattisgarh Vidhan Mandal Neta Pratipaksha (Vetan Tatha Bhatta) (Sanshodhan) Adhiniyam, 2013, rt shall come into force from the date of its publication in the Official Gazette. Shorl title and commencement. AmeMrøent Secti0R 2. 2

4. After clause (b) of Section 2 of the Chhattisgarh Vidhan Mandal Neta Pratipaksha (Vetan Tatha Bhatta) Adhiniyam, 1980(No.8 of 1980), (hereinafter referred to as the Principal Act), the following shall be added, namely :— "(c) "Schedule" means a Schedule appended to this Act." In Section 3 of the Principal Act. for the words "of Seven Thousand per mensem" the words "as specified in the Schedule" shall be substituted. Amendrrnt Section 3. 4. of of (2) In sub-section (2) of Section 4 of the Principal Act, for the words "of Eight Thousand per mensem" the words ' 'as specified in the Schedule" shall tx substituted. In sub-section (3) of Section 4 of the Principal Act, for the words "of One housa.nd One Hundred per day" the words "as specified in the Schedule" shalt be substituted. 304 (2) *edu'e. 5. 15 2013 After Section 16 of the Principal Act. the following Schedule shall be added, namely :— Section (I) Section 3 Section 4 (2) Section 4 (3) "SCHEDULE [See Section 2(c) I Pay/Altowance Particular (2) Salary of Neta Pratipaksha Constituency allowance to the Neta Pratipaksha Daily allowance to the Neta Pratipaksha Amount (3) Rupees 27,000 per mensem Rupces 27.000 per mensem Rupees 1,200 Per day" WGfiß—2013. / 38 Q. 30-05-2001." 29 2016— 1 '38 29 2016 423D/ *. 142/21 16. — 22-04-2016* 353 354 2016 q«r) (üftqq) 2016 8 1980)) 2016 1980 4(2) 4(3) (2) 29 * 2016 (3) 401000 2.000 w+q" 4230/8 — 348 (3) 29-04-2016 2016 CHHAEITSGAR.H ACT (No. of2016) THE CHHATTISGARH VIDHAN MANDAL NETA PRATIPAKSHA (VETAN TATHA BHATTA) (SANSHODHAN) ADHIN[YAM, 2016 An Act further to amend the Chhattisgarh Vidhan Mandal Neta Pratirnksha (Vetan Tatha Bhatta) Adhiniyam, 1980 (No. 8 of 1980). Be it enacted by the Chhattisgarh L,egislature in the Sixty-seventh Year of the Republic of India, as follows :- and Short eommeneement. (2) This Act may be called lbe Chhattistgarh Vidhan Mandal Neta pratipaksha (Vetan Thatha Bhatta) (Sanshodhan) Adhiniyam. 2016. it shall come into torce from lhe date of its publication in the Official Gazette. For the existing Schedule oi the Chhattisgarh Vidhan Mandal Nela Pratipaksha (Vetan Tatha Bhatta) Adhiniyam. 1980 (No. 8 of 1 980), lhe following shah be substituted, namely Amend Sebednle. 01 Section Section 3 Section 4(2) Section) [See Section 2(c)] Pay/"Ålowance Particular Salary of Neta Pratipaksha Constituency allowance to the Neta Pratipaksba. Daily allowance to the Neta Pratipaksha Amount Rupees 30,000 per mensem Rupees 40,000 per mensem Rupees 2.000 pcr day"