

CHHATTISGARH NAGAR PALIKA MOHALLA SAMITI (CONSTITUTION, FUNCTIONS, POWERS AND PROCEDURE FOR CONDUCT OF BUSINESS) RULE, 2

T.RN\$J17/2002. " ft. Q. 30-5-2001. " I-5S 11 2005— 20, 1927 2005 W. 1-132/18/2004 . — 1956 23 1956) 433 961 37) 355 356 ékT, t, : - (1137, FX, frzn) 2005 (2) 4 (q) (v) (4) (2) (3) 2005 1956 23 1956) 1961 1961). " a, qftq t, i 956 7 1961 5 " t, 3fi, 1956 196! . "üT(T " t, t, 1 995 (3) (43) i; EfiWIT. qfilfå : (a) 1. 2

3. IO 7 6.7. 8. 9. (4) (5) (6) (1) (2) (3) (4) (5) (6) (1) (2) (3) (4) (1) 200.5 zirqqr arrr. : Off. e.-1TR örü. qrä. (2) (3) (4) (5) (6) (7) 1 2005 f*-of-Qi öfi Rig , kT2(T Ä--a•r 2005 1 - 32/ 18/2004.— (3) 05. I - 132/18/2004 I -07-2005 Raipur, the lth July 2005 NOTIFICATION No. F. 1-132/18/2004 In exercise of the powers conierred by Section 48-B read with' Section 433 the Chhattisgarh Municipal Corporation Act. 1956 (No. 23 of 1956) aid Section 72-B read with Section 355 and of the Chhattisgarh Municipalities Act, 1961 (No. 37 of 1961), Ithe State Government, hereby make the following rules. namely :- Short Title and Commencement : (1) (2) These rules may be called. the Chhattisgarh Nagar Palika Mohalla Samiti. (Constitution, ions, Powers and Procedure for Conduct of Business) Ruies, 2005. These rules shall come intoforce from the date of its publication in the Official Gazette. 2005 Definitions : In these rules, unless the context, otherwise requires :- 2. 3. (a) (b) (d) (e) (f) (g) (h) "Act" means the Chhattisgarh Municipal Corporation .Act, 1956 (No. 23 of 1956) and the Chhattisgarh Municipalities Act, 1961 (No. 37 Of 1961); . "Council" means Corporation in case of Municipal Corporation and Conci! in case ofa Municipality or Nagar Pahchayat, as the case may be; "Mohalla Samiti" means the Mohalla Samiti constituted under Rule 4 of said rules; "Municipal Area" means the area notified under Section 7 of the Chhattisaarh MuniCipa! Corporaion Act, 1956, in case ofa Municipgl Corporation and under Section 5 of the Chhattisgarh Municipalities Act, 1961 in case ofa Municipal Council or Nagar Panchayat ; "Municipality" means any Municipal Corporation constituted under Section 7 of the Municipal Corporation Act, 1956 (No. 23 of 1956) and any Municipal .Council or Nagar constituted under Section 5 of the Chhattisgarh Municipalities Act, 1961 (No. 37 of 1 96 t) ; "Section" means a Section of the Act ; "Territorial Area" means the territorial area of any Mohalla, (Samiti) "Chairman District Planning Comhittee" means such member of Cabinet who is nominated as of the District Planning Committee under the provision of Clause (a) p! sub-section (3) of Section 4 of Jila Yojana Samiti Adhiniyam, 1995. Deteraiination or Territorial Area of Mohalla Samiti : "e area of each ward or Municipal C.o•poration. Ndunicipal Council and Nagar. Panchayat, shall be territorial area of Mohalla Saliliti and for every such territe,l ial area a Mohalla Samiti shall be constituted. Constitution of Mohalla Samiti - . (I) Every Mohalla Samiti shall consist of following - (a) (b) Mohalla Samiti shall consist of Ward Councillor and the non-uinated members of the ward. for each ward, members shall be nominated from of the people residing therein. Following number of members shall be in each ward No. 2

3. Type of ULB Municipal Co oration MuniCiÖal Council Nagar Panchayat Number of Committees one in each ward (ne in each ward one in each ward - Number of Members 5 316 (4) (2) (3) (4) (5) (6) 2005 Names of the persons for nomination, shall be sot•nnitied to the District Planning Co.nrnrittee, b) the Collector. Approval of the narnes for nomination. shall be made by the Chair•nan or the District Planning Con.mittee the basis Of following conditions, Out of total nuntber of nonlinated me•nbers, at least half of the members 2,ball he rro.n Wi)lnen, Scheduled Caste, Scheduled "Fribe, Other Backward Classes and Non-Govermnetit organisation residing in its territorial area. Members shall be nominated from the people who are resident•or that territorial area and arc eligible for council election. Fl'he elected councillor of the ward shall be the Piesident of the mohalla samili. The Vice-President and Treasurer shall he nominated hv the Chairman of the District Planning Com:nittee from amongst such persons who are resident or the Moha"a concerned and are eligible election as Councillor. The term of office of the Vice President"and Treasurer shall be co-wrminus with the term of Persident- Mayor in the case of Municipal Cor.poration and President in the case of Municipal Council and Nagar Piincha)'at shall be•care- taker of Lhe Mohalla Samiti. 5. 6. 7. 8. li-•rm of Mohalla Samiti : The term of each Mohalla Samiti shall be co-terminous with the term or Council. Powers and functions of the Mohalla Samiti : The powers and functions of each mohalla Samiti shall be follows; (1) (2) (3) (4) (5) (6) powers and [unctions assigned by the Municipality or any deparunenl of the State Governnienl. To prepare proposal or schemes

relating to the development of mohalla, To receive funds from the residents OT the mohalla for developuncnl work mohalla and carryout the development work subject to the procedures laid by the- rnunicipalities. To motivate pepolc for participation in the developmériit works. To protect and maintain property of the Municipality such as park, open land and other public places. To asses and collect tax/fees subject to the porcedures determined by the locai body and cpnduct all such business related to it. Sources of Income of the Mohalla Samiti: The Sources of Income lthe mohalta samiti shall be as rollows:- (a) (b) funds received from Central Government. Statc Government or Municipality. funds collected from lthe resident for the development of Mohalla as donations. funds received from any othc.r sources. Receipt of the sums and withdrawals : (2) Each Mohalla Samiti shall have Bank Account which shall be opened in such Bank as may be earmarked by the Municipality. Whichever sums received 10 the Mohalla Samiti under Rule 7 shall immediately be deposited in lthe Bank Account opened under sub- rule (1). 'The arnount shall he withdrawn from the Bank Account through cheque under the joint signatures or the President and Secretary of the Mohalla Szirniti after lthe approval of Mohalla Samiti. I 2005 (4) An account book shall be maintained for the purpose of income and expenditure and the aecounts shall be audited by such institution which may be determined by the Municipality. Procedure for the conduct of business of Mohalla Samiti :- 9. 10. (D (2) (3) (4) (6) (7) Each Mohalla Samiti shall have a office and a Secre,lary thercin. Arrangernent of Secretary shall be lmade by the- Municipality. The date and time for the tneeting or Mohalla Samiti shall he fixed by its Persident and such lneeling shall necessarily be conveyed at least once in a month'. lthe notice of convcying the meet ing shall necessarily be given by Secretary to the President and all the rnmbers of the Mohalla Smniti al least three days before. In lthe rneeting of the Mohalla Samiti the decision shall be taken by majority of lthe votes and in case of the equality of votes the Prcsident of the Mohalla Samiti shall have the right of casting vote. In each meeting of Mohalla Samili, Secretary shall necessarily be present. The quorum for the meeting shall be onc half of the total number of rnelnbers. Each hãohalla Samiti shall have•its own Minutes Book in which the names of the members present in each meeting the details of the cases discussed in the inceting, the decision taken in each case, the natncs of the members who voted in favour of decision and the names of nycmbers who voted againsl the decision. etc. shall be recorded. M inutes of the proceedings at each meeting shall be signed by the President and Secretary of the Mohalla Samiti. Removal of Difficulties : In caw of any doubt or difficulty arise in giving effect to the provisions of these rules the same shall be referred to (he State Government on which the decision of the Stale Government shall be final. By the order and in the name of the Governor of Chhattisgarh, JAI SINGH MHASKEY, Special -2005.