

MANIPUR PANCHAYATI RAJ (AMENDMENT) ACT, 1996

Gazette Manipur EXTRAORDINARY BY AUTHORITY No. 277 Imphal, Friday, September 20, 1996 (Bhadra 29, 19 i 8) GOVERNMENT OF SECRETARIAT : LAW & LEGISLATIVE AFFAIRS DEPARTMENT NOTIFICATION Imphal, the 20th September, 1996 for: Act or the Legislature of Manipur which received No. 2/23/96-Legislative Assent of the Governor of Manipur on 19-9-1996 is hereby published in the Manipur Gazette. L. 1B OMCÄ SINGH, Secretary (to the Government of Manipur. RAJ ACT, -v:aninur Act No. 5 of 1996) Act to amend the Manipur Panchayati Raj Act, (No. 21) of 1994) BE it enacted by the Legislature of Manipur in the For: seven. th year of the of India as follows

1. Short title and commencement.(i) This Act may be called the Manipur Panchayati Raj (Amendment) Act, 1996. from the 1st day of September, 1996. L. on 3. - Act, In Section 3 of the Manipur Act' - (a) sub-section (1) shall be re-enacted as QI-A) and the 'Liev.' sub-sections (I-B) and (I-C) shall be inserted, namely, - namely, "(I-B) The State Government shall, by a Gram Sabha for a village or group of villages of less than three thousand and not more than six subject to such variations as may be necessary (i) A number of this section, namely, *sne to the Saohü District and shall define the limits of the area within which (b) After sub-section (2), the following new sub-section Q 3) shall be inserted, namely, - '(3) Every member of the Gram Sabha who is qualified under this Act or any law for the election of the members of the Gram Sabha and also at the election of the members of the Zilla Parishad constituency in the area of which Gram Sabha lies' 3. Amendment of Section 7.- After sub-section (2) of Section 7 of the Act, the following proviso shall be inserted, namely - 'Provided that no quorum shall be necessary for a meeting adjourned for want of quorum for the second time.' 4. Amendment of Section 17.- In Section 17 of the Act, for the figure "350", the figure "600" shall be substituted

5. Amendment of Section 18.- In sub-section (1) of Section 18 of the Act, - (a) For the clause the following shall be substituted, namely, - (i) Divide the area of the Gram Sabha into territorial constituencies' (b) Clause (ii) shall be deleted

6. Amendment of Section 22.- In section 22 of the Act, - (a) sub-clause (ii) of clause (b) of sub-section (i) shall be deleted. (b) in sub-section words "or an Administrator" shall be deleted; (c) in sub-section for the words "or an Administrator" and the word "continue shall be substituted the words Administrator, as the case may be" shall be deleted; or (d) the Administrator" and "or an Administrator" (d) in sub-section (4), the words Administrator, as the case may be" shall be deleted (e) after sub-section (4), the following sub-section shall be inserted, namely, - '(5) Notwithstanding anything contained in the Act, if the Government is satisfied that the first elections to Gram Panchayats are not being held in accordance with the provisions of the Act, the Government may appoint such persons as it may think fit to exercise the powers and to perform the duties and functions of the Gram Panchayats for a period not exceeding six months

7. Amendment of Section 25.- In Section 25 of the Act, - 3 (a) for clause (i), the following shall be substituted, namely, "(i) such number of offices of Pradhan of Gram Panchayat in the district for Scheduled Castes and Scheduled Tribes and the number of offices so reserved shall bear as nearly as may be the same proportion to the total number of offices in the district as population of the Scheduled Castes or Scheduled Tribes in the district bears to the total population of the district" (b) in clause (ii), the words "and Up-Pradhan, as the case may be, shall be deleted- 8. Amendment of Section 30.- For sub-section (1) of Section 30 of the Act, the following shall be substituted, namely "(1) (a) Every Pradhan shall be deemed to have vacated forthwith if the resolution expressing want of confidence in him is passed by a majority of not less than of the members of the Gram Sabha present and voting at the meeting specially convened for the purpose. (b) requisitions for such a special meeting shall be signed by not less than half of the total number of members of the Gram Sabha then on the roll and shall be delivered to the prescribed authority. (c) the prescribed authority shall, within seven days from the date of receipt of requisitions, convene a special meeting of the Gram Sabha. The meeting shall be held by issuing ten clear days notice. The meeting shall be presided over by the prescribed authority or an official nominated by him for the purpose. (b) Every Up-Pradhan shall be deemed to have vacated his office forthwith if a resolution expressing want

of confidence in him is passed by a majority of less two-third of the members of the Gram Panchayat present and voting, at a meeting specially convened for the purpose. The requisitions of such a special meeting shall be signed by not less than half of the total numbers of members of the Gram Panchayat then on the roll and shall be delivered to the prescribed authority. The prescribed authority shall, within seven days from the date of receipt of the requisition, convene a special meeting of the Gram Panchayat. The meeting shall be held by issuing seven days clear notice. The meeting shall be presided over by an officer nominated by him for the purpose. (c) No motion of no confidence under clause (a) or (b) shall be moved against the Pradhan or the Up-Pradhan in the initial two years of their respective terms. If the motion of no confidence is once rejected, no fresh motion of no confidence shall be brought in for one year.

9. Substitution of Section 35.- For Section 35, the following shall be substituted, namely, -
(a) The Gram Panchayat shall perform such functions which may be specified by the Government in the official Gazette.
(b) The functions specified by the Government shall be published in the official Gazette.

Amendment of Section 36.- In Clause (c) of Section 36 of the Act, for the sentence "The Up-Pradhan shall be ex-officio member and Chairman of the Social Justice Committee" the sentence "The Up-Pradhan shall be ex-officio member and Chairman of the Social Justice Committee" shall be substituted.

Amendment of Section 49.- For the second proviso to Section 49, the following shall be substituted, namely, "Provided further that all the members of Zilla Parishad whether or not from territorial constituencies in the Zilla Parishad shall have the right to vote in the meeting of the Zilla Parishad except in the election of Adhyaksha and Up-Adhyaksha, in the case of which only the elected members shall have the right to vote."

Amendment of Section 30 of the Act.- (a) in sub-section (1), for the figure "15,000" the figure shall be substituted; (b) for clauses (a) and (b) of sub-section (2), the following shall be substituted, namely, -
(a) divide the area of Zilla Parishad into territorial constituencies; (b) each constituency shall elect one member by direct election.

Amendment of Section 52.- In sub-section (1) of Section 52 of the Act, for the words "seats shall bear", the words "seats so reserved shall bear" shall be substituted.

Amendment of Section 54.- For clause (a) and (b) of sub-section (2) of Section 54 of the Act, the following shall be substituted, namely, -
(a) such number of offices of the Adhyaksha of Zilla Parishad in the State for persons belonging to the Scheduled Castes and Scheduled Tribes and the number of offices so reserved shall bear as nearly as may be, the same proportion to the total number of offices of Adhyaksha in the Zilla Parishad as the population of the Scheduled Castes or Scheduled Tribes in the Zilla Parishad bears to the total population of the Zilla areas in the State; (b) not less than one-third of the total number of offices of the Adhyaksha for women; 15. Amendment of Section 5 of the Act, for the words "none of the functions" the words "none of the functions" shall be substituted.

Amendment of Section 61 of the Act, the following shall be substituted, namely, - "61. The Zilla Parishad shall perform such functions with such powers and authority as may be specified herein by the State Government in the official Gazette in respect of the items enumerated in the Eleventh Schedule of the Constitution of India. R

17. Amendment of Section 65. In sub-section (4) of Section 65 of the Act, the word "not" shall be deleted.

18. Amendment of Section 76.- After sub-section (2) of Section 76 of the Act, the following new sub-section (2-a) shall be inserted, namely, -
(2-a) The Chief Executive Officer shall also be the ex-officio Secretary of the Zilla Parishad. "

19. Amendment of Section 96.- For sub-section (5) of Section 96 of the Act, the following shall be substituted, namely, -
(5) The Adhyaksha of the Zilla Parishad shall be the Chairman of the District Planning Committee.

20. Amendment of Section 100 of the Act, after the words "of the Gram Panchayat", the words "or Zilla Parishad" shall be inserted. Inserted at the Directorate of Printing & Stationery Manipur: 330 -c