

TRIPURA PANCHAYAT (DELIMITATION OF CONSTITUENCIES)(SECOND AMENDMENT)RULES, 2014.

GOVERNMENT OF TRIPURA R. D. (PANCHAYAT) DEPARTMENT TRIPURA PANCHAYATS (DELIMITATION OF CONSTITUENCIES) (SECOND AMENDMENT) RULES, 2014. PUBLISHED IN THE EXTRAORDINARY ISSUE OF TRIPURA GAZETTE Agartala, Tuesday, January 7, 2014 A. D., Pausa 17, 1935 S. E. GOVERNMENT OF TRIPURA RD (PANCHAYAT) DEPARTMENT Dated, Agartala, the 7th January, 2014. NOTIFICATION In exercise of the powers conferred by sub-section (I) of Section 228 of the Tripura Panchayats Act, 1993, the State Government hereby makes the of following Rules to amend 'the Tripura Panchayats (Delirnitiation Constituencies) Rules, 1993, narnely . 1. (1) (2) 2. (1) Short title and coznrmncetnent These Rules may be called the "Tripura Panchayats (Delirnitiation of Constituencies) (Second Arnendrment) Rules, 2014" They shall come into 'force from the date Of their publication in the official Gazette; Arnendxnent or Rule 3 In Sub-Rule (1) Of Rule-3 of the Tripura Panchayats(Delirnitiation of Constituencies) Rules, 1993 (hereinafter referred to as Principal Rules) , the entire expressions classified under the columnns 'Population' and 'Number of Members* shall be substituted with the f0110%ting:— population the (a) Where population Of a not Grarn does exceed 3000 (Three Thoü sand) the (b) Where population Of exceeds Grarn (Three 3000 Thousand) does not exceeds (Four 4500 Five Thousand Hundred) the (c) N,Where population of a exceeds Grarn (Four 4500 Five Thou sand Hundred) but, does exceeds not 6000(Six Thousand) the (d) Where population Of a exceeds G rarn 6000(Six Thousand) Nurnber Of Me rnbers 9 (Nine) 11 (Eleven) 13(Thirteen) 15(Fifteen) (2) (3) (4) (5) 3. (1) (2) (3) In the Principal Rules, in the proviso to clause(c) of sub-rule (1) of Rule 3, which was inserted by the Amendrment Rules, 1999, the words "next two General Elections", after the word "in" and before the words "till full rotation is completed" shall be substituted with the words "the next General Election fo two consecutive terms" In the Principal Rules, in clause (i) of sub-rule (4) of Rule 3, the words "not less than one third", shall be substituted with the word "fifty percent"; In the Principal Rules, in clause (ii) of su rule (4) of Rule 3 , the words "not less tha one-third", shall be substituted with 'th words "fifty percent"; In the Explanation to sub rule (4)or Rule after serial No(2) , a new serial No (3) vv'ith th contents as follows shall be inserted:- "(3) For the purpose of deterrmination o number of seats to be reserved under sub rule (4), while calculating the figure, only th whole integers shall be taken into accoun •ignoring any figure after the decimal point." Amendment of Rule 4 In sub-clause (iv) of the proviso to clause (f) sub-rule (I) of Rule 4, the words "eve 'three", after the word "among" and before word "consecutive", shall be substituted wi the word "two" The sub clause(v) of clause (O of sub-rule(l) shall be substituted with Rule 4 followings: - For the second tenn of election , the sa procedure shall be followed except th reservation shall be Inade after excluding seats reserved in earlier term of election an in the event of shortfall of the requir number of seats, seats beginning from lowest serial nurnber of the first gro between the two groups or from the sin group, as the case may be , shall be reserve not withstanding that such seats we reserved in the earlier term; e e t d P e The proviso to sub-clause(vii) of clause(f) of sub-rule(l) of Rule 4 which was inserted y shall the Amendment Rules, 1993 2 (6). substituted with the followings:- "Provided further • that notwithstanding anything contained in the foregoing provisions of these Rules, the principle of rotation for the purpose of reservation shall commence from the first General Election and the roster for reservation by rotation shall continue for two successive terms to complete the rotation unless the State Government , for reason to be recorded in writing , and by notification, directs fresh commencement of the rotation at any stage excluding the earlier term of elections from the operation of the rotation." The second proviso to clause (g) of sub- rule (1) of Rule 4, shall be substituted with the followings:- "Provided further that such declaration of seats for women shall be made in such a way that all unreserved seats shall be arranged in of num bers ascending order seats continuously, having regard to the number of seats to be reserved for women. The same procedure shall be applicable in case of reservation of seats for scheduled Tribe and Scheduled Caste women. In this case all reserved seats for Scheduled Tribes and Scheduled Castes shall be taken together for reservation of seats for the Scheduled Tribe and Schedule Caste women; 'J In the third proviso to clause (g) of sub-rule (1) of Rule 4, after the word "second" and before the words "term of election", the words Cand the third" shall be deleted; The fourth proviso to clause (g) of sub-rule (1) of Rule 4 , shall be substituted with the followings:- Provided also that reservation of seats for women

for the second term of election shall be made after excluding the seats reserved in earlier term for the general category women, Scheduled Tribe women and for the Scheduled Caste women. There shall be no bar for reservation of same seats for the women for second terms." After the fourth proviso to clause (g) of sub- rule (1) of Rule-4, the following proviso shall be inserted namely;- "Provided also that if the Gram Panchayat is constituted with odd number of seats, the last 3 4. (1) (2) (3) (4) (5) (6) odd number of seat in ascending order shall not be available for reservation of women in the concerned Gram Panchayat having regard to the sub-section (3) of Section 14 of the Act*. Amendment of Rule 6 In the proviso to clause (b) of sub-rule (1) of Rule 6, which was inserted by the Amendment Rules, 1999, the words "next two General Elections", after the word "in" and before the word "till" shall be substituted with the words "the next General Election for two consecutive terms" and the words "full rotation is completed" to be deleted; In sub-clause (i) of clause (b) of sub-rule (4) of Rule 6, the words "not less than one-third", before the word "of", shall be substituted with the words fifty percent; In sub-clause (ii) of clause (b) of sub-rule (4) of Rule 6, the words "not less than one-third", before the word "of", shall be substituted with the words fifty percent; After the proviso to clause (b) of sub-rule (4) of Rule 6, the following new proviso shall be added as follows:- Provided further that for the purpose of determination of number of seats to be reserved under clause (b), while calculating the figure, only the whole integers shall be taken into account, ignoring any figure after the decimal point"; In sub-clause (iv) of clause (a) of sub-rule (5) of Rule 6, the words "every three", after the word "among" and before the word "consecutive", shall be substituted with the word "two" • The sub-clause(v) of clause(a) of sub-rule(5) of Rule 6, shall be substituted 'S,vith the followings:- " for the second terms of election , the same procedure shall be followed except that reservation shall be made after excluding the constituencies reserved in earlier term of election and, in event of the shortfall of the constituencies, of required number constituencies beginning from the lowest serial number of the first group between the two groups or from the single group, as the 4 (7) (8) (9) (10) reserved, shall be may be, case notwithstanding that such constituencies were reserved in earlier term;" In proviso of sub-clause (vi) of clause (a) of sub-rule (5) of Rule 6, the word "three", before the word "successive", shall be substituted by the word "two". After the 'word "term" and before the word "of the words "or terms" shall be deleted; The second proviso to clause(b) of sub-rule(S) of Rule 6 , shall be substituted with the followings:- "Provided further that such declaration of seats for women shall be made in such way that all unreserved seats shall be arranged in numbers of ascending order seats continuously having regard to the number of seats to be reserved for women. The same procedure shall be applicable in case of reservation of seats for the Scheduled Tribes and the Scheduled Castes shall be taken together for reservation of seats for Scheduled Tribe and Scheduled' Caste women;" In the third proviso to clause (b) of sub—rule (5) of Rule 6, after the word "second" and before the word "term" the words "and the third" shall be deleted. The fourth proviso to clause(b) of sub-rule(S) of Rule 6 , shall be substituted with the followings: - Provided also that reservation of seats for women for the second term of election shall be made after excluding the seats reserved in earlier term -for the general category women, Scheduled Tribe women and for the Scheduled caste women. There shall be no bar for reservation of same seats for the women for second terms;" After the fourth proviso to clause (b) of sub- (11) rule (5) of Rule 6, the following proviso shall be added , as follows:- "provided also that if the Panchayat Samiti is constituted with odd number of seats, the last odd number of seat in ascending order shall not be available for reservation of women in the concerned Panchayat samiti having regard to the meaning of the provision of the Act"; 5 5. (1) (2) (3) (4) (5) (6) (7) (8) Amendment of Rule-8 In the proviso to clause (b) of sub-rule (1) of Rule 8, the words "next two General Elections", after the word "in" and before the word "till" shall be substituted with the words "the next General Election for two consecutive terms" In sub-clause (i) of clause (b) of sub-rule (4) of Rule 8 , the words "not less than one-third"* before the word "or, shall be substituted by the words "fifty percent"; In sub-clause (ii) of clause (b) of sub-rule (4) of Rule 8, the words "not less than one-third", before the word "of" , shall be substituted by the words "fifty percent"; After the proviso to clause (b) of sub-rule (4) of Rule 8, the following new proviso shall be added as follows:- Provided further that for the purpose of determination of number of seats to be reserved under clause (b), while calculating the figure, only the whole integers shall be taken in to account, ignoring any figure after the decimal point"; In sub-clause (iv) of clause (c) of sub-rule (4) of Rule 8, the words "every three", after the word "among" and before the word "consecutive", shall be substituted with the word "two" In sub-clause (v) of clause (c) of sub-rule (4) of Rule 8, the words "and third" after the word "second" and before

the word "term", shall be deleted. Further, the word "any", after the word "in" and before the word "earlier", shall be deleted. In the proviso to sub-clause (vii) of clause (c) of sub-rule (4) of Rule 8, which was inserted by the Amendment Rules, 1999, the word "three", before the word "successive"* shall be substituted with the word "two". Further the words "or terms" after the word term and before the word "of" shall be deleted. After sub clause (vii) of clause (c) of sub-rule (4) of Rule 8, the following new sub clause(viii) shall be added, namely- 6 (9) (10) (11) (12) "In determining the number of constituencies to be reserved under this rule, any fraction of half or more than half shall be rounded off to the next higher whole number and any fraction of less than half shall be ignored"; The second proviso to clause (d) of sub-rule(4) of Rule 8, shall be substituted with the followings:- Provided further that such declaration of seat for women shall be made in such way that all unreserved seats shall be arranged in number of ascending order seats continuously having regard to the number of seats to be reserved for women. The same procedure shall be applicable in case of reservation of seats for Scheduled Tribe and the Scheduled Caste women in this case all reserved seats for Scheduled Tribes and the Scheduled Castes shall be taken together for reservation of seats for scheduled Tribe and Scheduled Caste women;" In the third proviso to clause (d) of sub-rule (4) of Rule 8, the words "and the third" before the word "term", shall be deleted; The fourth proviso to clause (d) of sub-rule(4) of Rule 8, shall be substituted with the followings:- "Provided also that of reservation of seats for women for the second term of election shall be made after excluding the seats reserved in earlier term for the general category women Scheduled Tribe women and for the Scheduled Caste women. There shall be no bar for reservation of same seats for the women for second terms." After the fourth proviso to clause (d) of sub- rule (4) of Rule 8, further following new proviso shall be added as follows:-, "Provided also that if the Zilla Parishad is constituted with odd number of seats, the last odd number of seat in ascending order shall not be available for reservation of women in the concerned Zilla Parishad having regard to the meaning of the Provision of the Act"; 7 6. (1) (2) Amendment of Forms in the Forms numbered as B, BU), D, D(I), F and F(I), prescribing the formats of Notification, in the first para, the word "three" before the word "consecutive" shall be substituted with the word "two"; in the Schedule of the Forms B, BU), D, F and F(I), in their column (7) with the words "Third General Election" shall be deleted; By order of G. N. Principal Secretary to the Government of Tripura. Printed at the Tripura Government Press, Agartala. 8