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NOTIFICATION

No. F.13014/3/88-DC&MA(L), the 17th March, 2022: In pursuance of paragraph 11 of the Sixth Schedule to the Constitution of India, the following Rules passed by the Lai Autonomous District Council which received approval of the Governor of Mizoram on 08.03.2022 is hereby published for general information, namely:-

**“THE LAI AUTONOMOUS DISTRICT COUNCIL
(CONSTITUTION OF PLANNING AND DEVELOPMENT BOARD) RULES, 2021.”**

H. Lalengmawia,
Commr. & Secretary to the Govt. of Mizoram,
District Council & Minority Affairs Deptt.

**THE LAI AUTONOMOUS DISTRICT COUNCIL
(CONSTITUTION OF PLANNING AND DEVELOPMENT BOARD) RULES, 2021**

**A
Bill**

to provide for the constitution of Planning and Development Board for the preparation of plan for the development of the Lai Autonomous District area and for coordinating and monitoring the implementation of such plan.

WHEREAS under clause (a) of sub-paragraph (7) of Paragraph 2 of the Sixth Schedule to the Constitution of India, the District Council is empowered to make rules regulating the formation of Boards and the procedures and conduct of their business;

Now, therefore, in exercise of the said powers, the Lai Autonomous District Council is pleased to make the following rules in the 72 Yearsof Republic of India as follow:-

CHAPTER -1
Preliminary

1. Short title and commencement :

- 1). These rules may be called the Lai Autonomous District Council (Constitution of Planning and Development Board) Rules, 2021
- 2). It shall come into force from the date of publication in the Official Gazette.

2. Definitions :

In these rules unless the context otherwise requires:-

- 1) 'Board' means the Lai Autonomous District Council Planning and Development Board constituted under sub-rule (1) of Rule 3 of these Rules.
- 2) 'Chairman' means the Chairman of the Board.
- 3) 'Chief Executive Member' means the Chief Executive Member of the Lai Autonomous District Council.
- 4) 'District Council' means the Lai Autonomous District Council.
- 5) 'Executive Committee' means the Executive Committee of the Lai Autonomous District Council.
- 6) 'Governor' means the Governor of Mizoram.
- 7) 'Official Gazette' means the Mizoram Gazette.
- 8) 'State' means the state of Mizoram.

CHAPTER -II

Constitution, Term, Resignation, Vacancies and Entitlement

3. Constitution of the Board :

- 1) On and from the commencement of these rules, the Executive Committee shall, by notification in the Official Gazette, constitute a Board to be called Lai Autonomous District Council Planning and Development Board.
- 2) The Board shall consist of a Chairman, a Vice Chairman, a Member Secretary and four other members.
- 3) The Chief Executive Member shall be the ex-officio Chairman of the Board.
- 4) The Vice Chairman of the Board shall be appointed by the Governor on the recommendation of the Chief Executive Member.
- 5) The other Members of the Board shall be nominated by the Executive Committee having regard to their knowledge and experience relevant to the functions and powers of the Board.
- 6) The Planning and Development Officer of the District Council shall be the Member-Secretary of the Board. In the absence of the Member-Secretary, Deputy Planning and Development Officer may take the charge of the Member-Secretary.

4. Term of the Members of the Board :

- 1) Unless sooner dissolved, every member of the Board shall hold the membership for a period of three years from the date of his nomination.
Provided that a member nominated under sub-rule (5) of rule 3 may be removed by the Executive Committee on the ground of proved misbehavior or incapacity.
- 2) The Vice Chairman of the Board shall hold office during the pleasure of the Chief Executive Member.

5. Resignation :

Any member nominated under sub-rule (5) of rule 3 may by writing under his hand addressed to the Chief Executive Member, resign his membership and such resignation shall take effect from the date of its acceptance by the Chief Executive Member.

6. Vacancy :

- 1) When a vacancy occur in the office of a member by reason of resignation, death, removal, or otherwise the vacancy shall be filled immediately, by nomination.
- 2) A person who is nominated to fill up a vacancy shall hold office for the remaining period of the term of office of the member in whose place who is nominated.

7. Entitlement of the Vice Chairman and members of the Board :

- 1) The Vice Chairman of the Board shall be entitled to such salaries and other allowances as the Executive Member.
- 2) Non-official members of the Board shall be entitled to sitting allowances as may be determined by the Executive Committee, from time to time, for each day of the actual meeting of the Board.
- 3) Non-Official member of the Board shall also be entitled to draw travelling allowances and other allowances for each day he/she is engaged in the work of the Board, at the highest rate admissible to a Gazetted Group A Officer of the District Council.

CHAPTER-III

Conduct of Business and Functions of the Board

8. Meeting of the Board :

- 1) The Board shall meet for the transaction of business from time to time.
- 2) The Chairman shall preside over the meeting of the Board.
- 3) In the absence of the Chairman, the Vice Chairman of the Board shall preside over the meeting.
- 4) Any meeting of the Board shall be adjourned until the next day or any subsequent date and an adjourned meeting may be further adjourned in like manner.

9. Issue of meeting notice:

A meeting notice shall be served seven days advance in an ordinary meeting and three days advance in a special meeting specifying the date, time and place.

10. Items for discussion in the meeting :

- 1) Every member who have agenda item for the meeting of the Board shall send the same to the Member-Secretary at least three days before the date of the meeting.
- 2) Only those items which are approved by the Chairman or Vice Chairman of the Board for inclusion will be entertained in the Agenda.

11. Quoram of the meeting :

No business shall be transacted at any meeting unless at least four members of the Board including the Chairman and Vice Chairman are present.

12. Voting:

- 1) All matters required to be decided by the Board shall be decided by the majority of votes of the members present.

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- 2) The Chairman or in his absence the Vice Chairman of the Board for the purpose of presiding over the meeting as the case may be, shall have and exercise the right of casting vote in all cases of equality.

13. Minute of proceedings :

The names of the members present and the proceedings of the meeting shall be recorded by the Member-Secretary in a Minute Book to be provided for the purpose which shall be signed by the Chairman or in his absence the Vice Chairman of the Board and shall at all reasonable times be open to inspection by any member.

14. Conduct of meetings:

- 1) At an ordinary meeting, business shall be conducted in the following order:-
 - a) Review of the minutes of the previous meeting;
 - b) the business postponed at the previous meeting shall be considered;
 - c) subjects included in the Agenda shall thereafter be considered;
 - d) any other items may also be considered if permitted by the Chairman or in his absence the Vice Chairman of the Board.
- 2) At a special meeting only the business for the purpose of considering which the special meeting has been called shall be concluded.

15. Powers and Functions of the Board :

The powers and functions of the Board shall be :

- 1) to assist and advice the Executive Committee and various departments of the District Council in the formulation of plan, projects, including family-oriented projects. Annual plan and also perspective plan for a longer period.
- 2) to examine and determine the basic needs of the people and to collect data for proper Planning of various development programme within the powers vested with the authority of the District Council.
- 3) to inspect and monitor execution of plan projects and utilization of plan fund, including Centrally Sponsor Schemes, subject to guidelines issued by the Central Government from time to time.
- 4) to ensure proper co-ordination of departments of the District Council in respect to plan preparation and implementation.
- 5) to examine and approve the Annual Plan incorporation of item wise sectoral allocations of each department under the District Council.
- 6) to engage with predetermined amount of fees, other terms and conditions and with prior approval of the Executive Committee, the services of experts, expertise or know-how persons for the preparation of documents and plan projects for specified period of time and with definite programme of works.
- 7) to call for any documents from any department of the District Council relating to plan formulation and implementation except secret documents and matters relating to security of state and the National.
- 8) to co-ordinate and monitor NLCPR/NESIDS, NEC schemes and any other CSS executed by the department of the District Council.
- 9) to determine plan priorities and also define the stages in which the plan should be carried out and propose the allocation of resources for the due completion of each stage.
- 10) to include the factors which are tending to retard economic development and determine the

conditions which in view of the current social and political situation, should be established for the successful execution of plan.

- 11) to determine the nature of the machinery which will be necessary for securing the successful implementation of each stage of the plan in all aspects.
- 12) to appraise from time to time the progress achieved in the execution of each stage of the Plan and recommend the adjustment of policy and measures that such appraisal may be necessary.
- 13) to take up any other functions as may be assigned to it by the Executive Committee from time to time.
- 14) to advise the Executive Committee of the District Council in all matters relating to development programmes.

CHAPTER-IV **Miscellaneous**

16. Nodal department of the Board :

The Planning and Programme Implementation Department of the District Council shall be the Nodal Department of the Board and the conduct of business of the Board shall be in line with the Planning and Programme Implementation Department from time to time.

17. Accountability :

The Board shall be accountable to the Executive Committee.

18. Power to make Regulations :

- 1) The Executive Committee may make regulations for carrying out the purpose of these rules.
- 2) Every regulations made by the Executive Committee under these rules shall be published in the Official Gazette and on such publication it shall have the force of law.