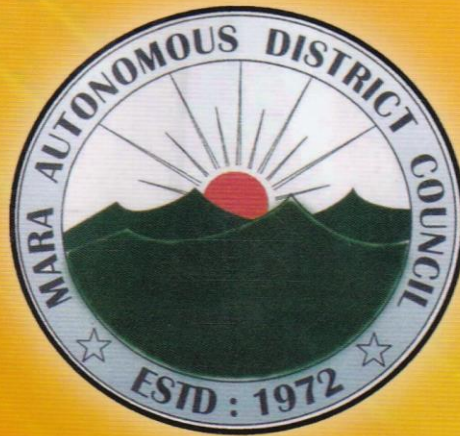


SPECTRUM

**A COMPILATION OF
ACTS, RULES AND
REGULATIONS UNDER
MARA AUTONOMOUS DISTRICT COUNCIL**

VOLUME 1



**DISTRICT COUNCIL SECRETARIAT
MARA AUTONOMOUS DISTRICT COUNCIL
SIAHA, MIZORAM**

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**THE MARA AUTONOMOUS DISTRICT COUNCIL
(SALARIES AND ALLOWANCES OF CHIEF EXECUTIVE MEMBER
AND EXECUTIVE MEMBERS) RULES, 2003**

(Received approval of the Governor of Mizoram on 20.05.2003 and published under the notification No.A.26020/1/93-DCA dt. 09.06.2003 in the Mizoram Gazette, Vol-XXXII, Issue No. 125 dt. 13.06.2003.)

Rules

to provide for the salaries and allowances of the Chief Executive Member and the other Executive Members of the Mara Autonomous District Council.

Be it enacted by the Mara Autonomous District Council in the Fiftieth Year of the Republic of India as follows:—

Short title and comment. 1. (1) These Rules may be called the Mara Autonomous District Council (Salaries and Allowances of the Chief Executive Member and Executive Members) Rules, 2003.

(2) It shall be deemed to have come into force with effect from the 23rd May, 2001.

Definitions. 2. In these Rules, unless the context otherwise requires:—

(a) “Chief Executive Member” means the Chief Executive Member of the Mara Autonomous District Council;

(b) “Executive Member” means the Executive Member of the Mara Autonomous District Council;

(c) “District Council” means the District Council of the Mara Autonomous District Council;

(d) “Family” in relation to the Chief Executive Member and the Executive Members means the wife residing with him and the

legitimate children and step-children wholly dependent on him and where the husband has more than one wife, only one wife shall be included in his family;

(e) “Government” means the Government of Mizoram;

(f) “He” and its grammatical variation stand for both man and woman;

¹[(g) “Adviser to Chief Executive Member” means a member who is appointed to assist the Chief Executive Member of the Mara Autonomous District Council in certain functions;

(h) “Opposition Leader” means a leader of the opposition members having one third of the elected members from a single recognized or registered Political Party;

(i) “Vice Chairman (Planning)” means a member who is appointed for Vice Chairman (Planning) of the Mara Autonomous District Council.]

Salaries of Chief Executive Member and Executive Members.

3. There shall be paid to the ²[Chief Executive Member, Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning)]

1. *Inserted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 2 (w.e.f. 01.04.2012)*

2. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 3 (1) (w.e.f. 01.04.2012)*

Sumptuary allowances, family allowances and entertainment allowances.

4. ²[(a)

a salary of ¹[forty thousand] rupees per mensem.

There shall be paid to the Chief Executive Member a sumptuary allowances of Rs. 7,000/- (Rupees seven thousand) only and to Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning) Rs. 6,000/- (Rupees six thousand) only each per mensem.

(b)

There shall be paid to the Chief Executive Member a family allowances of Rs. 6,000/- (Rupees six thousand) only and to Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning) Rs. 4,000/- (Rupees four thousand) only each per mensem.

(c)

There shall be paid to the Chief Executive Member an entertainment allowances of Rs. 4,000/- (Rupees four thousand) only and to Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning) Rs. 3,000/- (Rupees three thousand) only each per mensem.]

Residence and furnishing of residence.

5.

³[The Chief Executive Member, Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning) shall be entitled without any payment the use and maintenance of a furnished residence throughout their term of office and for a period of fifteen days immediately thereafter:

-
1. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 3 (2) (w.e.f. 01.04.2012)*
 2. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 4 (w.e.f. 01.04.2012)*
 3. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 5 (w.e.f. 01.04.2012)*

Provided that they shall be entitled to residence for which rental charge shall not be more than Rs. 5,000/- (Rupees five thousand) only per mensem and there shall be made available a sum of Rs. 50,000/- (Rupees fifty thousand) only for furnishing residence in the first year and Rs. 25,000/- (Rupees twenty-five thousand) only annually for the subsequent years:

Provided further that payment rate for electricity, calls of telephone, free water supply, local rates and taxes shall be fixed by the Chief Executive Member.

Explanation.- "Maintenance" in relation to residence includes:-

- (i) *provision of electricity and free water supply,*
- (ii) *provision of free Telephone calls, and*
- (iii) *provision of local rates and taxes.]*

**Conveyance 6.
allowances
and use of
Motor Vehicle.**

¹[The Chief Executive Member, Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning)] shall be entitled to the free use of Motor Vehicle, for which entire cost of maintenance and propulsion along with the service of chauffeur shall be borne by the District Council.

**Travelling 7.
and daily
allowances.**

Subject to the provision of the Schedule, ²[the Chief Executive Member, Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning)] shall be entitled to:-

1. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 6 (w.e.f. 01.04.2012)*

2. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 7 (w.e.f. 01.04.2012)*

- (a) Travelling allowances for the transport of himself and his family and his family's effects in respect of journey to Siaha from his usual place of residence for the purpose of assuming office and also from Siaha to his usual place of residence after relinquishing office.
- (b) Travelling allowances and daily allowances in respect of tour undertaken by him in the discharge of his official duties whether by land or by air.

Medical Facilities.

8. The Chief Executive Member, the Executive Members ¹[the Opposition Leader, the Adviser to Chief Executive Member, Vice Chairman (Planning)] and the members of their families shall be entitled free of charge to accommodation in Hospital, Nursing Home and clinics recognised by the Council and also to medical treatment, consultation fees and diet charge with one medical attendant in case he is admitted to Hospital.

Chief Executive Member and Executive Members not to draw allowances as the member of District Council.

9. No person in receipt of a salary or allowances under these Rules shall be entitled to receive any sum out of the funds provided by the District Council by way of salary or allowances in respect of their membership of the District Council.

1. *Inserted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 8 (w.e.f. 01.04.2012)*

Notification concerning election of Chief Executive Member and Executive Members to be conclusive evidence thereof.

10. The date on which any person becomes, or ceased to be Chief Executive Member or Executive Members ¹[or Opposition Leader, or Adviser to Chief Executive Member or Vice Chairman (Planning)] shall be published in the Mizoram Gazette and any such notification shall be conclusive evidence of the fact that he becomes, or ceased to be Chief Executive Member or Executive Members ²[or Opposition Leader, or Adviser to Chief Executive Member or Vice Chairman (Planning)] on that date for all the purpose of these Rules.

Discretionary fund.

11. ³[The Chief Executive Member, Executive Members, Adviser to Chief Executive Member and Vice Chairman (Planning)] shall be entitled to discretionary fund the amount of which shall be determined by the Executive Committee from time to time.

Household staff.

12. ⁴[The Chief Executive Member shall be entitled to receive the service of three (3) Grade IV staff and the Executive Members, Opposition Leader, Adviser to Chief Executive Member and Vice Chairman (Planning) shall be entitled to receive the service of two (2) Grade IV staff each. Grade IV wages shall be paid as unskilled labour. The rate of salary of Grade IV staff shall be revisable from time to time.]

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1. *Inserted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 9 (w.e.f. 01.04.2012)*
 2. *Ibid.*
 3. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 10 (w.e.f. 01.04.2012)*
 4. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 11 (w.e.f. 01.04.2012)*

**Repeal
and Saving.**

- 13.** The Mara Autonomous District Council (Salaries and Allowances of the Chief Executive Member and the Executive Members) Act, 1994 is hereby repealed. Provided that any order made or anything done or any action taken by the District Council and under the Act so repealed or under any general order ancillary thereto, shall be deemed to have been made, done or taken under the corresponding provision of these Rules.

Notwithstanding such repeal, anything done or any action taken, the order or notification so repealed shall, in so far as it is not inconsistent with the provision of these Rules be deemed to have been done or taken under these Rules.

SCHEDULE

(See Rule – 7)

**Travelling
on duty.**

- 1.** When travelling on duty by rail or by road or by steamer or by air, Chief Executive Member or Executive Members shall be entitled to reimburse the actual fare of journey including incidental charges and daily allowances at the rate of ¹[Rs. 500/– (Rupees five hundred) only] within Mizoram and ²[Rs. 750/– (Rupees seven hundred and fifty) only] outside Mizoram.

**Travelling
allowances
on journey
for assu-
ming and
relinquis-
hing office.**

- 2.** In respect of the journey to Siaha from his usual place of residence for assuming office or from Siaha to his usual place of residence on relinquishing office, the Chief Executive Member or Executive Members, shall be entitled to travelling allowances towards the cost of transporting himself and the members of his family and family's effects.

**Travel by
air.**

- 3. (1)** The Chief Executive Member or Executive Members may in public interest perform a journey on tour by air in public air transport service.

1. *Substituted by the Mara Autonomous District Council (Salaries and Allowances of Chief Executive Member and Executive Members, etc.) (Amendment) Rules, 2012, rule 12 (w.e.f. 01.04.2012)*

2. *Ibid.*

(2) On the cancellation of a journey due to official reason Chief Executive Member or Executive Members shall be entitled to be reimbursed by the District Council any deduction made by air transport service when refunding the fare on account of cancellation of the air passage.

(3) The Chief Executive Member or Executive Members who does not utilize the free transport service between the air booking counter and the airport may also recover in respect of journey to and from the airport actual travelling expenses.

Accommodation.

4. Where no Government accommodation is available the Chief Executive Member or Executive Members on official duty shall be entitled to reimbursement of accommodation charge of a double room in a Three Star Hotel subject to production of actual payment receipt.

Advance.

5. (1) The Chief Executive Member or Executive Members shall be entitled to:—

(a) an advance of travelling allowances towards the cost of transporting himself and the members of his family and his family's effects in respect of the journey to Siaha from his usual place of residence for assuming office; and

(b) an advance of travelling allowances towards the cost of transporting himself and the members of his family and his family's effects in respect of the journey from Siaha to his usual place of residence outside Siaha on relinquishing office; and

(c) an advance travelling and daily allowances in respect of the tour undertaken by him in the discharge of his official duty whether by land, sea or air.

(2) Those advances will be adjusted in the first travelling allowances bill submitted thereafter.