

No. 354/XXXVI(3)/2016/69(1)/2016

Dated Dehradun, November 30, 2016

NOTIFICATION

Miscellaneous

In pursuance of the provisions of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of '**the Uttarakhand District Planning Committee (Amendment) Bill, 2016**' (Adhiniyam Sankhya 31 of 2016).

As passed by the Uttarakhand Legislative Assembly and assented to by the Governor on 29 November, 2016.

THE UTTARAKHAND DISTRICT PLANNING COMMITTEE
(AMENDMENT) ACT, 2016

(Uttarakhand Act no. 31 of 2016)

to further amendment of the Uttarakhand District Planning Committee Act, 2007.

An

Act

Be it enacted by the State Legislative Assembly in 67th year of the Republic of India as follows:-

**Short title and
commencement**

1. (1) This Act may be called the Uttarakhand District Planning Committee (Amendment) Act, 2016.
- (2) It shall be come into force at once.

**Substitution of
section 4**

2. section 4 of the Uttarakhand District Planning Committee Act, 2007 (hereinafter referred to as Principle Act) shall be substituted as follows, namely-

"(1) Every Committee shall consist of such number of members as may be prescribed;

Provided that the number of members shall not be less than twenty and more than fourty.

- (2) Not less than forty-fifths of the total number of members of the Committee shall be elected in the prescribed manner by, and from amongst, the elected members of the Zila Panchayat and of the Municipalities in the district in proportion to the ratio between the population of the rural areas and of the urban areas in the district.
- (3) Where the urban area of the district comprises more than one Municipality, the number of members of the Committee from amongst the elected members of such Municipalities shall be distributed amongst such Municipalities in such manner as may be prescribed.
- (4) The remaining one-fifth members of the Committee shall be-
 - (a) a Minister nominated by the State Government, who shall be the Chairperson of the Committee;
 - (b) the Adhyaksha of the Zilla Panchayat, shall be ex-officio Vice-Chairman of the Committee;
 - (c) such other members as may be nominated by the State Government subject to the condition that the number of members under this sub-section shall not exceed one-fifth of the total members of the committee.
- (5) A member nominated under clause (c) of sub-section (4) shall hold office during the pleasure of the Governor.
- (6) No member of the Committee shall nominate any person as his representative to attend a meeting of the Committee on his behalf.
- (7) An elected member of the Committee shall cease to be member thereof if he ceases to be member of the Municipality or Zila Panchayat, as the case may be.
- (8) If the office of an elected member of the Committee falls vacant owing to his death, resignation or otherwise, the vacancy shall be filled for the residue of his term in the manner provided under sub-section (2)."

**Substitution of
sub-section (3) of
section 6**

3 After sub-section (2) of section 6 of the Principle Act, two new sub-section (3) and (4) shall be substituted and existing sub-sections (3) (4) and (5) shall be renumbered as sub-sections (5), (6) and (7) follows, namely-

"(3) Such members of the legislative Assembly who shall be appointed co-incharge in the different district as a Parliamentary Secretary, they shall permanent invitee for the meetings of concerning district Committee."

"(4) $\frac{1}{2}$ pramukh of total member of khestra-panchayat Pramukh of concerning district for first year of committee of his district and remaining Pramukh shall be permanent invitee on the basis of cycle order on the basis of Hindi Varnamala by roster in the meeting of committee of next year".

section 7 of the Principle Act, shall be substituted as follows, namely-

"(1) District Magistrate of the district shall be the Secretary of the Committee and shall be responsible for maintaining records of the Committee, preparing minutes of the Committee, and communication of decision and all others incidental or ancillary matters and shall make available to the Committee such assistance as may be necessary for the discharge of its functions.

Explanation- For the purpose of this sub-section the expression "District Magistrate" includes Chief Executive Officer.

(2) The Chief Development Officer shall be the ex-officio Joint Secretary and Economic and Statistics Officer of the District shall be the ex-officio Deputy Secretary of the Committee to assist in such manner as may be directed by the Committee."

**Insertion of
section 9**

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After Clause (p), a new Clause (q) of section 9 of the principle Act, shall be inserted as follows, namely-

- "(q) The district Planning Committee shall sanction/approval of plans for district, only such method as prescribed by rules for this purpose by the State Government."
- Substitution of section-12** 6 section 12 of the Principle Act, shall be substituted as follows, namely-
- "12. The Committee shall be finalize of the draft of development plans for district with the consideration of presented plans by the rural local bodies, Panchayats and Urban Bodies of the district."
- Substitution of sub-section (3) of section 15** 7 sub-section (3) of section 15 of the principle Act, shall be substituted as follows, namely-
- "(3) In the absence of the Chairperson, Vice-chairperson shall preside over the meeting of the Committee."

By Order,

RAMESH CHANDRA KHULBE,
Principal Secretary.