

**OFFICE OF THE SECRETARY TO THE GOVERNOR OF
MAHARASHTRA**

Raj Bhavan, Mumbai-400 035, dated the 5th August 1994.

No.GSA/DB/94/990. – In exercise of the powers conferred by clause 11 of the Development Boards for Vidarbha, Marathwada and the rest of Maharashtra Order, 1994, the Governor of Maharashtra is hereby pleased to make the following rules namely:-

1. Short title – These rules may be called the Development Boards for Vidarbha, Marathwada and the rest of Maharashtra Rules, 1994.
2. Definition – In these rules, under the context otherwise requires –
 - (1) “Area” means the area of the respective Development Boards as specified in clause 3 of the Order;
 - (2) “Board” means the Boards constituted by the Governor under clause 2 of the Order;
 - (3) “Chairman” means Chairman appointed by the Governor on the respective Board;
 - (4) “Governor” means the Governor of Maharashtra State;
 - (5) “Member” means members appointed by the Governor on the Boards;
 - (6) “Order” means the Development Boards for Vidarbha, Marathwada and the rest of Maharashtra Order, 1994.
3. Headquarters of the Board – The Headquarters of each Board shall be as follows :-

Board	Headquarter
(a) The Vidarbha Development Board	... Nagpur.
(b) The Marathwada Development Board	... Aurangabad.
(c) The Development Board for rest of Maharashtra	... Mumbai.

4. Functions of a Board, Chairman and Member Secretary –

- (1) The Chairman shall convene, approve the agenda for, preside over and authenticate the proceedings of all meetings of a Board.
- (2) The Chairman of a Board may invite any officer (not below the rank of a District Level Officer) of the State Government or Local Authority if deemed necessary, for any of the meetings of the Board or the Committees of the Board.
- (3) A Board may appoint a Special Subject Committee consisting of any one or more Members to consider and deliberate on any special sector of economic development and such a committee may include subject matter Specialists or Experts in the subject on which the Committee is appointed. The total Membership of any such Special Committee shall not exceed Five. The Chairman of the Board shall be the Chairman of all such Special Committees.
- (4) Tours and travels by the Members of the Board or any Officer of the Board for the purposes of the Board shall be undertaken only with the prior permission of the Chairman of the Board.
- (5) All deliberations, orders, resolutions, recommendations and letters shall be issued under the seal and signature of the Member Secretary on behalf of the Board.
- (6) The Member Secretary shall prepare the agenda for the meetings of the Board and will place it before the Board in their meetings with the prior approval of the Chairman.
- (7) The Member Secretary shall write the minutes of the Board and record the recommendations made and decisions taken by the Board. These records shall be authenticated by the Chairman of a Board in a subsequent meeting.
- (8) The Member Secretary of the Board shall be responsible for the conduct and maintenance of all correspondence of a Board.

- (9) All officers and staff of a Board shall work under the control, supervision and guidance of the Member Secretary.
- (10) The Member Secretary shall prepare periodical reports including the annual reports and annual accounts on the working of the Board and submit the same to the Governor. Such reports may include the items of work that the Board has accomplished, the recommendations made and also the issues included on agenda which were not considered or decisions regarding which were not taken.
- (11) The Member Secretary of a Board may call for the required information from any department of the State Government or any officer working under any department or any Local Authority for the purpose and the use of the Board.

5. Meetings of a Board –

- (1) There shall be an Agenda for each meeting of a Board as approved by the Chairman of the Board.
- (2) The meetings of a Board shall, as far as possible be held at the Head Quarter of the Board and the period of not more than 60 days shall lapse between the two consecutive meetings of the Board. Notice of the meeting of a Board shall be given by the Member Secretary to the members not less than 10 days in advance.
- (3) Presence of quorum not less than three members, excluding the Chairman, shall constitute Quorum for each meeting of the Board. For want of Quorum the meeting shall be adjourned and held again without requiring Quorum after an interval of 10 minutes.
- (4) Every meeting of a Board shall be presided over by the Chairman of the Board. In the absence of the Chairman, a Member to be elected by the Members present by consensus shall act as the Chairman in such a meeting.
- (5) Proceedings of the meetings of a Board shall be duly recorded in the permanent register to be maintained by the Member Secretary.

6. Decisions in the meeting –

- (1) Decisions in the meeting shall be taken by the consensus of the members present and not by taking a vote. In case of any dispute about the consensus decision, the Chairman's decision shall be final.
- (2) The decisions of the Board shall be registered in the form of recommendations and submitted by the Member Secretary to the Governor with a forwarding letter.
- (3) The Member Secretary of the Board shall maintain a permanent register of recommendations adopted and submitted to the Governor in chronological order giving serial number to each of the recommendations.

7. Issue of directives and allocation of funds by the Governor –

- (1) In furtherance of and to comply with the functions assigned to a Board in the Order, the Governor may issue directives from time to time. Any such directive issued by the Governor shall be complied with by a Board.
- (2) The State Government shall submit to the Governor the schedule of preparation of Plan and Budget in advance for his information.
- (3) The Governor shall allocate funds amongst the Boards, after taking into consideration the requirement of the State as a whole and the recommendations of the Board.
- (4) The Planning Department shall indicate to the Governor the approximate amount of total resources likely to be available to the State Government within a month after the end of the Budget Session of the Legislature for the development expenditure during the subsequent year.
- (5) While working out the likely amount for development expenditure for the subsequent year, due consideration shall be given to the amounts required by the State Government for the following items of expenditure which shall be set aside –

- (i) Charged expenditure,
- (ii) Non-Plan expenditure,
- (iii) Outlay on Externally Aided Programmes,
- (iv) Outlay on Centrally Assisted Programmes,
- (v) Programmes and Projects which benefit the areas extending beyond one Board or the entire State and wherein the investment is indivisible,
- (vi) Expenditure related to programmes and projects related to investments by either domestic or international private sectors,
- (vii) Expenditure related to implementation of Inter-State Agreements or Inter-State Awards and Court Decisions.
- (viii) The funds to be allocated to local bodies in pursuance of Government decisions on the recommendations of the State Finance Commission constituted by the Governor in pursuant to clause (1) of Article 243-I of the Constitution.
- (ix) Any other item of expenditure which may be deemed fit as requirement of the State as a whole by the Governor.

(6) If and when there is an occasion to revise the amount of development expenditure as communicated to the Governor, such change shall be intimated to the Governor immediately after the State Government decides on such a revision.

(7) The Governor may issue directives to the State Government allocating funds to various areas under the different Boards and, further, such directives of the Governor may indicate allocations to each sector or sub-sector as deemed fit by the Governor.

8. Equitable arrangement for Education, Training and Employment –

(1) The Technical Education Department shall conduct a bench mark survey and prepare the statistical

information on available opportunities in Technical Education and Vocational Training in the areas under each Board. The Governor may then take a view on the levels of development in this sector and also determine the backlog, if any, with reference to average indicators of such opportunities in the State as a whole.

- (2) While considering these opportunities of Technical Education, all the Government Institutions and Government Aided Institutions in the areas shall be taken into consideration.
- (3) The General Administration Department shall prepare the statistical information on opportunities available in employment in services under the control of the State Government in the areas under the respective Board. Such information, once prepared on the basis of a predetermined date, shall be revised annually. The information would include posts available for recruitment on account of new posts created or the posts falling vacant due to retirement etc. in that year.
- (4) The Governor may issue directives regarding procedure to be followed and percentage of vacancies to be earmarked for suitable persons from the respective areas against these vacancies.
- (5) While recruiting the candidates as per directives of the Governor the prescribed normal procedure shall be followed by the appointing authorities. Any post available for recruitment thereafter will be filled in by following the normal procedure applicable to such posts under the State Government.

Raj Bhavan, Malabar Hill
Mumbai 400 035
Dated the 5th August 1994.

P.C. ALEXANDER
Governor of Maharashtra.

By order and in the name of the Governor of Maharashtra.

SATISH TRIPATHI
Secretary to the Governor.