

অসম

ৰাজপত্ৰ



सत्यमेव जयते

# The Assam Gazette

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃব্যৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY AUTHORITY

নং 79 দিশপুৰ, শনিবাৰ, 6 জুন, 1992, 16 জ্যৈষ্ঠ 1914 (শক)

No. 79 Dispur, Saturday, 6th June, 1992, 16th Jyaishta

1914 (S. E.)

GOVERNMENT OF ASSAM  
ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT LEGISLATIVE BRANCH  
DISPUR

NOTIFICATION

The 28th May 1992

No. LGL.127/90/Pt.1/71.—The following Act of the Assam Legislative Assembly which received the assent of the Governor is hereby published for general information.



ASSAM ACT NO. VIII OF 1992

(Received the assent of the Governor on 28th May, 1982)

THE ASSAM PANCHAYATI RAJ (AMENDMENT)  
ACT, 1992.

AN  
ACT

Further to amend the Assam Panchayati Raj Act, 1986.

**Preamble.** Whereas it is expedient further to <sup>Assam Act</sup> amend the Assam Panchayati Raj Act, <sup>XVII of</sup> 1986, 1986 hereinafter referred to as the principal Act, in the manner hereinafter appearing;

It is hereby enacted in the Forty-third Year of the Republic of India as follows:—

**Short title, extent and commencement.**

1. (1) This Act may be called the Assam Panchayati Raj (Amendment) Act, 1992.

(2) It shall have the like extent as the principal Act.

(3) It shall come into force at once.

**Substitution of provisos to section 6 of Assam Act XVII of 1986.**

In the principal Act, in section 6, sub-section (2), for the existing provisos, the following shall be substituted, namely:—

“Provided that the area of a Gaon Panchayat will normally have a population ranging between six thousand to ten thousand”

Provided further that the area of any revenue village or a forest village or a contiguous Tea Garden area shall be included within the area of a Gaon Panchayat.

**Substitution of provisos to section 10 of Assam Act XVII of 1986.**

3. In the principal Act, in section 10, sub-section (1), for the existing provisos, the following



shall be substituted, namely:—

“Provided that the voters of the Gaon Panchayat area shall elect from amongst themselves one to be the President of the Gaon Panchayat in the manner prescribed:

Provided further that the President shall be elected from amongst the Scheduled Castes, or Scheduled Tribes (Plains) candidates if the population of Scheduled Castes or Scheduled Tribes (Plains) is 33.3 per cent or more of the total population of the Gaon Panchayat area:

Provided further that the member of a Gaon Panchayat constituency shall be elected from amongst the Scheduled Castes or Scheduled Tribes (Plains) candidates if the population of Scheduled Castes or Scheduled Tribes (Plains) is 33.3 per cent or more of the total population of the said Gaon Panchayat constituency area:

Provided further that the representation of Scheduled Castes or Scheduled Tribes (Plains) shall continue as long as special representation for the Scheduled Castes or Scheduled Tribes continues to be provided for in the Constitution of India:

Provided also that 30 per cent of the total seats of the Gaon Panchayat shall be reserved for women candidates by rotation.”

4. In the principal Act, in section 13,—

Amendment  
of section 13  
of Assam Act  
XVII of 1986

(i) in sub-section (I), for clause (b), the following shall be substituted, namely:—

“(b) All members to be directly elected by the Gaon Panchayat; provided that one Gaon Panchayat shall elect one member only.”;



(ii) for sub-section (2), the following shall be substituted, namely:—

“(2) The member of an Anchalik Panchayat shall be elected from amongst the Scheduled Castes or Scheduled Tribes (Plains) candidates if the population of Scheduled Castes or Scheduled Tribes (Plains) is 33.3 per cent or above of the total population of Gaon Panchayat.”;

(iii) for sub-section (3), the following shall be substituted, namely:—

“(3) 30 per cent of the seats of the Anchalik Panchayat shall be reserved for women candidates by rotation.”

5. In the principal Act, for section 14, the following shall be substituted, namely:—

“14. When the Anchalik Panchayat has been constituted under section 13, the Deputy Commissioner or the Sub-Divisional Officer, as the case may be, shall call a meeting of the Anchalik Panchayat (which shall be called the first meeting of the Anchalik Panchayat) for election of a President and a Vice-President from amongst its members directly elected as members to the Anchalik Panchayat under clause (b) of sub-section (I) of Section 13;

Provided that the President of the Anchalik Panchayat shall be elected from the Scheduled Caste or Scheduled Tribes (Plains), if the population of Scheduled Castes or Scheduled Tribes (Plains) is 33.3 per cent or more of the total population of the Anchalik Panchayat area.”

6. In the principal Act, for section 50, the following shall be substituted, namely:—

“50 (I). A Mahkuma Parishad may, from time to time frame bye-laws for the Anchalik Panchayats and Gaon Panchayats within its jurisdiction for enabling Anchalik Panchayat

Substitution  
of section 14  
of Assam  
Act XVII of  
1986.

Substitution  
of section 50  
of Assam  
Act XVII of  
1986.



and the Gaon Panchayats to carry on their duties and exercise powers and functions as provided in the Act and rules framed thereunder.

(2) The bye-laws framed by the Mahkuma Parishad shall have effect only after they are approved by the State Government :

Provided that in case of any dispute about the interpretation of the provision of the bye-laws the same shall be referred to the State Government for decision and its decision shall be final."

7. (1) The Assam Panchayati Raj <sup>Assam Or-</sup>  
<sup>Repeal and</sup> (Amendment) Ordinance, 1991 is hereby <sup>Ordinance II</sup>  
<sup>saving.</sup> repealed. <sup>of 1991.</sup>

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done, or taken under the principal Act as amended by this Act.

K. LASKAR,  
Secretary to the Govt. of Assam,  
Legislative Department.