



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 185 দিশপুৰ, বৃহস্পতিবাৰ, 12 এপ্ৰিল, 2018, 22 চ'ত, 1940 (শক)
No. 185 Dispur, Thursday, 12th April, 2018, 22nd Chaitra, 1940 (S. E.)

GOVERNMENT OF ASSAM
ORDERS BY THE GOVERNOR
ASSAM LEGISLATIVE ASSEMBLY SECRETARIAT

NOTIFICATION

The 5th April, 2018

No. LLE.31/2018/519.- The following Bills introduced before the House **on 5th April, 2018** together with the Statement of Objects and Reasons are to be published under Rule 71 of the Rules of Procedure and Conduct of Business in Assam Legislative Assembly for General information.

**THE ASSAM SPEAKER'S AND DEPUTY SPEAKER'S SALARIES
ALLOWANCES AND AMENITIES BILL, 2018**

A

BILL

to fix the salaries, allowances and amenities for Speaker and Deputy Speaker of Assam Legislative Assembly.

Preamble

WHEREAS it is expedient to fix afresh the salaries and allowances of the Speaker and the Deputy Speaker of the Assam Legislative Assembly in the manner hereinafter appearing;

It is hereby enacted in the Sixty-ninth Year of the Republic of India as follows :-

Short title and commencement.

1. (1) This Act may be called the Assam Speaker's and Deputy Speaker's Salaries, Allowances and Amenities Act, 2018.
- (2) It shall be deemed to have come into force with effect from the 1st day of April, 2018.

Definitions

2. In this Act, unless there is anything repugnant to the subject or context,-
 - (a) "Speaker" and "Deputy Speaker" means the Speaker and the Deputy Speaker of the Assam Legislative Assembly;
 - (b) "prescribed" means prescribed by rules made under this Act.

Salaries of the Speaker and the Deputy Speaker.

3. There shall be paid,-
 - (a) to the Speaker a salary of rupees one lakh and twenty thousand per mensem;
 - (b) to the Deputy Speaker a salary of rupees one lakh per mensem.

Allowances

4. There shall be paid to the Speaker and the Deputy Speaker the following allowances in connection with their duties :-
 - (i) Parliamentary Assistance Allowance : Rs. 10,000 per month.

(ii) Sumptuary Allowance : Rs. 20,000 per month

(iii) Daily Allowance

While on tour and halt within the State of Assam in connection with performing official duties. : Rs. 1850 per day

While on tour and halt outside the State of Assam in connection with performing official duties. : Rs. 2500 per day

(iv) Sitting Allowance : Rs. 1850 per day :

Provided that the Sitting Allowance shall not be admissible if the Speaker or the Deputy Speaker as the case may be, performs the official tour within the State of Assam or outside the State of Assam and halts during the period of the Session of the Assam Legislative Assembly.

- Travel facilities 5. Speaker and the Deputy Speaker shall be entitled to,-
- (a) while on tour for official purpose within the State of Assam as well as outside the State, to travelling allowance as may be prescribed;
 - (b) for journeys performed in connection with medical treatment, to travelling allowance as may be prescribed.
- Amenities 6. Speaker and Deputy Speaker shall be entitled to,-
- (a) free furnished residence at Guwahati throughout the year which shall be maintained at public expenses;
 - (b) vehicles including vehicles for securities as may be necessary for security of the Speaker and the Deputy Speaker to be maintained at public expenses;
 - (c) personal staff as may be prescribed;

- (d) newspapers and magazines as may be prescribed :

Provided that the Speaker shall be entitled to the privileges of using the free furnished residence, Government vehicles and personal staff on his ceasing to hold office for such period as may be prescribed.

Prohibition against practicing any profession during the tenure of office as Speaker or Deputy Speaker.

7. The Speaker and the Deputy Speaker shall not, during the tenure of their office in respect of which they draw salaries and allowances, -

- (a) practice any profession or engage in any trade or undertake for remuneration any employment other than their duties as Speaker and Deputy Speaker;
- (b) be entitled to any salary or allowances as are admissible to a Member of the Assam Legislative Assembly.

Power to make rules.

8. (1) The Speaker may, by notification in the Official Gazette, constitute a Committee consisting of maximum ten Members of the Assam Legislative Assembly which may make rules in consultation with the State Government, for carrying out the provisions of this Act.
- (2) The Committee constituted under sub-section (1) shall elect its Chairman and shall have power to regulate its own procedure:

Provided that till the rules are made under this section and come into force, the procedure as they existed prior to commencement of this Act, shall be followed for the purpose of determining the allowances, amenities and facilities which were admissible to the Speaker and the Deputy Speaker prior to commencement of this Act for which rules are required to be prescribed under this Act.

- (3) All rules made under this Act shall be laid before the Assam Legislative Assembly, as soon as may be, after they are made.

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|--|-----|--|--|
| Repeal of Assam Act No.XXV of 1958 and Assam Act No.XVI of 1958. | 9. | The Assam Speaker's Salaries and Allowances Act, 1958 and the Assam Deputy Speaker's Salaries and Allowances Act, 1958 are hereby repealed. | Assam Act No. XXV of 1958;
Assam Act No.XVI of 1958 |
| Savings | 10. | The repeal by this Act of the enactments mentioned in section 9 shall not affect the validity, invalidity, effect or consequences of anything already done or suffered under the enactments so repealed. | |

STATEMENT OF OBJECTS AND REASONS

Salaries and Allowances of the Speaker and the Deputy Speaker of Assam Legislative Assembly, at the existing and proposed revised rates are as follows :-

Name of Legislator	Items		Existing Rate	Revised rate
Speaker, Assam Legislative Assembly.	(i)	Salary	Rs. 80,000/-	Rs. 1,20,000/-
	(ii)	Parliamentary Assistant Allowances	Rs. 5000/-	Rs. 10,000/-
	(iii)	Sumptuary allowances	Rs.10,000/-	Rs.20,000/-
Deputy Speaker, Assam Legislative Assembly.	(i)	Salary	Rs. 75,000/-	Rs. 1,00,000/-
	(ii)	Parliamentary Assistant Allowances	Rs. 5000/-	Rs. 10,000/-
	(iii)	Sumptuary allowances	Rs. 9,000/-	Rs. 20,000/-

Now, in view of recommendation made by Pay Committee of the Assam Legislative Assembly as accepted by the Amenities and Facilities Committee and approved by the Speaker, Assam Legislative Assembly for enhancement of Salaries and Allowances of the Speaker and Deputy Speaker, Assam Legislative Assembly are proposed to be revised with effect from 1st April, 2018.

Hence the Bill :

CHANDRA MOHAN PATOWARY,

Minister, In-Charge.

M. K. DEKA,
Principal Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The Bill entails expenditure from the Consolidated Fund of the State once it comes into force.

MEMORANDUM OF DELEGATED LEGISLATION

The Bill proposes to delegate legislative power to a subordinate body under clause 8 of the Bill.

**THE ASSAM MINISTER'S AND LEADER OF THE OPPOSITION'S
SALARIES, ALLOWANCES AND AMENITIES BILL, 2018**

A

BILL

to fix the salaries, allowances and amenities of the Ministers of the State of Assam and Leader of the Opposition in the Assam Legislative Assembly.

Preamble

Whereas it is expedient to fix afresh the salaries and allowances of the Ministers of the State of Assam and Leader of the Opposition in the Assam Legislative Assembly in the manner hereinafter appearing ;

It is hereby enacted in the Sixty-ninth Year of the Republic of India as follows :-

Short title and commencement.

1. (1) This Act may be called the Assam Ministers' and Leader of the Opposition's Salaries, Allowances and Amenities Act, 2018.
- (2) It shall be deemed to have come into force on and with effect from the 1st day of April, 2018.

Definitions

2. In this Act, unless there is anything repugnant to the subject or context,-
 - (a) "Leader of the Opposition" means the Leader of the Opposition in the Assam Legislative Assembly ;
 - (b) "Minister" or "Ministers" includes Chief Minister, Cabinet Ministers, Ministers of State and Deputy Ministers of the State of Assam;
 - (c) "prescribed" means prescribed by rules made under this Act;
 - (d) "Schedule" means the Schedule appended to this Act.

Salaries of the Ministers and the Leader of the Opposition.

3. There shall be paid,-
 - (a) to the Chief Minister of Assam, a salary of rupees one lakh and thirty thousand per mensem;
 - (b) to each of the Cabinet Ministers and Leader of the Opposition a salary of rupees one lakh ten thousand per mensem ;

(c) to each of the Ministers of State a salary of rupees one lakh per mensem;

(d) to each of the Deputy Ministers a Salary of rupees ninety-five thousand per mensem.

Allowances 4. There shall be paid to the Ministers and the Leader of the Opposition, the allowances in connection with their duties as mentioned in the Schedule :

Provided that the Sitting Allowance shall not be admissible if the Minister or the Leader of the Opposition performs the official tour within the State of Assam or outside the State of Assam and halts during the period of the Session of the Assam Legislative Assembly.

Travel Facilities 5. The Ministers and the Leader of the Opposition shall be entitled to,-

(a) while on tour on public business within the State of Assam as well as outside the State, to travelling allowance as may be prescribed;

(b) for journeys performed in connection with medical treatment, to travelling allowances as may be prescribed.

Amenities 6. The Ministers and the Leader of the Opposition shall be entitled to,-

(a) free furnished residence at Guwahati throughout the year which shall be maintained at public expenses;

(b) vehicles including vehicle for securities as may be necessary for security of the Ministers and the Leader of the Opposition to be maintained at public expenses;

(c) personal staff as may be prescribed;

(d) newspapers and magazines as may be prescribed;

(e) any other allowance or facilities or amenities as may be prescribed.

- Prohibition against practicing any profession during the tenure of office as Minister or the Leader of the opposition.
7. The Ministers and the Leader of the Opposition shall not, during the tenure of their office in respect of which they draw salaries and allowances,-
- (a) practice any profession or engage in any trade or undertake for remuneration any employment other than their duties as such Minister or the Leader of the Opposition, as the case may be.
 - (b) be entitled to any salary or allowances as are admissible to a Member of the Assam Legislative Assembly.
- Power to make rules.
8. (1) The Speaker may, by notification in the Official Gazette, constitute a Committee consisting of maximum ten Members of the Assam Legislative Assembly, which may make rules in consultation with the State Government, for carrying out the provisions of this Act.
- (2) The Committee constituted under sub-section (1), shall elect its chairman and shall have power to regulate its own procedure:
- Provided that till the rules are made under this section and come into force, the procedure as they existed prior to commencement of this Act, shall be followed for the purpose of determining the allowances, amenities and facilities which were admissible to Ministers and the Leader of the opposition prior to commencement of this Act for which rules are required to be prescribed under this Act.
- (3) All rules made under this Act, shall be laid before the Assam Legislative Assembly, as soon as may be, after they are made.
- Repeal of Assam Act No. XV of 1958 and Assam Act No. VI of 1978 and
9. The Assam Ministers' and Deputy Ministers' Salaries and Allowances Act, 1958 and the Salary and Allowances of the Leader of the Opposition in the Assam Legislative Assembly Act, 1978, are hereby repealed.
- Savings.
- 10 The repeal by this Act of the enactments mentioned in section 9 shall not affect the validity, invalidity, effect or consequences of anything already done or suffered under the enactments so repealed.

Assam Act
No.XV of
1958

Assam Act
No.VI of
1978

Schedule
(see section 4)

Sl No.	Allowance	Chief Minister	Cabinet Ministers	Leader of the Opposition	Minister of State	Deputy Minister
1.	Parliamentary Assistance Allowance (per month)	Rs. 10,000	Rs. 10,000	Rs. 10,000	Rs. 10,000	Rs. 10,000
2.	Sumptuary Allowance (per month)	Rs. 24,000	Rs. 20,000	Rs. 20,000	Rs. 18,000	Rs. 16,000
3.	Sitting Allowance (per day) (For the days of Session of the Assam Legislative Assembly and Committee Meetings)	Rs. 1850	Rs. 1850	Rs. 1850	Rs. 1850	Rs. 1850
4.	Daily Allowance (Per day) (while on tour within the State of Assam and halt in connection with official duties)	Rs. 1850	Rs. 1850	Rs. 1850	Rs. 1850	Rs. 1850
5.	Daily Allowance (Per day) (while on tour outside the State of Assam and halt in connection with official duties)	Rs. 2500	Rs. 2500	Rs. 2500	Rs. 2500	Rs. 2500

STATEMENT OF OBJECTS AND REASONS

Salaries and Allowances of the Chief Minister, Ministers, the Leader of the Opposition, Ministers of State, and Deputy Ministers of Assam at the existing rates and proposed revised rates are as follows :-

Name of Legislator	Items	Existing Rate	Revised Rate
Chief Minister	(i) Salary	Rs. 90,000/-	Rs. 1,30,000/-
	(ii)Parliamentary Assistance Allowance	Rs. 5000/-	Rs. 10,000/-
	(iii)Sumptuary Allowance	Rs. 12,000/-	Rs. 24,000/-
Minister's	(i) Salary	Rs. 80,000/-	Rs. 1,10,000/-
	(ii)Parliamentary Assistance Allowance	Rs. 5000/-	Rs. 10,000/-
	(iii)Sumptuary Allowance	Rs. 10,000/-	Rs. 20,000/-
Leader of the Opposition, ALA	(i) Salary	Rs. 80,000/-	Rs. 1,10,000/-
	(ii)Parliamentary Assistance Allowance	Rs. 5000/-	Rs. 10,000/-
	(iii)Sumptuary Allowance	Rs. 10,000/-	Rs. 20,000/-
Ministers of State	(i) Salary	Rs. 75,000/-	Rs. 1,00,000/-
	(ii)Parliamentary Assistance Allowance	Rs. 5000/-	Rs. 10,000/-
	(iii)Sumptuary Allowance	Rs. 9,000/-	Rs. 18,000/-
Deputy Minister	(i) Salary	Rs. 70,000/-	Rs. 95,000/-
	(ii)Parliamentary Assistance Allowance	Rs. 5000/-	Rs. 10,000/-
	(iii)Sumptuary Allowance	Rs. 8,000/-	Rs. 16,000/-

Now, in view of recommendation made by Pay Committee of the Assam Legislative Assembly as accepted by the Amenities and Facilities Committee and approved by the Speaker, Assam Legislative Assembly for enhancement of Salaries and Allowances of the Chief Minister, Ministers', the Leader of the Opposition, Ministers of State, and Deputy Minister of Assam are proposed to be revised with effect from 1st April 2018.

Hence the Bill :

CHANDRA MOHAN PATOWARY,

Minister, In-Charge.

M. K. DEKA,

Principal Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The Bill entails expenditure from the Consolidated Fund of the State once it comes into force.

MEMORANDUM OF DELEGATED LEGISLATION

The Bill proposes to delegate legislative power to a sub-ordinate body under clause 8 of the Bill.

**THE ASSAM LEGISLATIVE ASSEMBLY MEMBERS' SALARIES
ALLOWANCES, AMENITIES AND PENSIONS BILL, 2018**

A

BILL

to fix the salary, allowances, and amenities and pensions of
Members of the Assam Legislative Assembly.

Preamble

WHEREAS it is expedient to fix afresh the salary, allowances, amenities and pensions of the Members of the Assam Legislative Assembly in the manner hereinafter appearing;

It is hereby enacted in the Sixty-ninth Year of the Republic of India as follows :-

Short title and commencement.

1. (1) This Act may be called the Assam Legislative Assembly Members' Salaries, Allowances, Amenities and Pensions Act, 2018.
- (2) It shall be deemed to have come into force on and with effect from the 1st day of April, 2018.

Definitions

2. In this Act unless there is anything repugnant in the subject or context,-
 - (a) "Member" or "Members" means Member of the Assam Legislative Assembly, other than the Speaker, Deputy Speaker of the Assam Legislative Assembly, a Minister of the State of Assam and the Leader of the Opposition in the Assam Legislative Assembly;
 - (b) "Minister" or "Ministers" includes the Chief Minister, Cabinet Ministers, Ministers of State and Deputy Ministers of the State of Assam;
 - (c) "prescribed" means prescribed by rules made under this Act.

Salary

3. There shall be paid to each Member a salary of Rupees Eighty Thousand per mensem.

- Allowances**
4. There shall be paid to each Member, the following allowances in connection with his duties as a Member :-
- (i) Constituency Allowance : Rs.20,000 per month
 - (ii) *Camp Office Allowance : Rs. 10,000 per month
 - (iii) Parliamentary Assistance Allowance : Rs.10,000 per month
 - (iv) Sitting Allowance
(During the Session of the Assam Legislative Assembly and Committee Meetings) : Rs. 1850 per day
 - (v) Daily Allowance
While on tour within the State of Assam and halt in connection with official duties : Rs.1850 per day
While on tour outside the state of Assam and halt in connection with official duties : Rs. 2500 per day:
- Provided that the Sitting Allowance shall not be admissible if any Member of Assam Legislative Assembly performs any official tour within the State of Assam or outside the State of Assam and halts during the period of the Session of the Assam Legislative Assembly.
- * Explanation: Camp Office Allowance is provided to the Members for maintaining a separate office within the respective Constituency for better services to the people of the Constituency till the Government provides any such accommodation.
- Travel facilities**
5. (1) Each Member shall be entitled to,-
- (a) while on tour for official purpose within the State of Assam as well as outside the State, to such travelling allowance as may be prescribed;

(b) for journeys performed in connection with medical treatment, to such travelling allowance as may be prescribed.

(2) Each Member and ex-Member of the Assam Legislative Assembly shall be entitled to reimbursement of cost for the journeys performed anywhere in India for the purposes other than as mentioned in sub-section (1) of this section subject to such ceiling as may be prescribed.

Amenities

6. Members shall be entitled to,-

- (a) free furnished residence at Guwahati throughout the year which shall be maintained at public expenses;
- (b) newspapers and magazines as may be prescribed;
- (c) medical facilities and reimbursement of medical expenses as may be prescribed;
- (d) financial advance for purchase of land, residential house, car as may be prescribed;
- (e) telephone facilities as may be prescribed;
- (f) conveyance allowance as may prescribed;
- (g) contingency allowance including expenses for engaging a computer trained person for the camp office, as may be prescribed;
- (h) Any other allowance or facilities or amenities as may be prescribed.

Pension and family pension.

7. (1) Every ex-Member of the Assam Legislative Assembly, who has served for a full term or less than a full term, or more than one term, shall be paid a pension equivalent to the fifty percent of last salary drawn by him from the date succeeding the date on which he ceased to be a Member.
- (2) Every ex-Member who has served for more than five years, shall be paid an additional pension amounting to rupees one thousand for every one year exceeding the first five years as a Member.

- (3) Every ex-MLA shall be paid a medical allowance at the rate of rupees twenty thousand per month provided that no such medical allowance shall be paid to him for the period during which he holds any office and draws medical allowance as part of his remuneration in that office.
- (4) Widow/Widower of any ex-Member shall be paid family pension at the rate of fifty percent of the pension amount drawn by the ex-Member and shall also be paid medical allowance at the rate of rupees twenty thousand per mensem.
- Power to make rules. 8. (1) The Speaker may, by notification in the Official Gazette, constitute a Committee consisting of maximum ten Members nominated by the Speaker which may make rules in consultation with the State Government, for carrying out the provisions of this Act.
- (2) The Committee constituted under sub-section (1), shall elect its Chairman and shall have power to regulate its own procedure:
- Provided that till the rules are made under this section and come into force, the procedure as they existed prior to commencement of this Act, shall be followed for the purpose of determining the other allowances, amenities and facilities which were admissible to a Member prior to commencement of this Act for which rules are required to be prescribed under this Act.
- (3) All rules made under this Act shall be laid before the Assam Legislative Assembly, as soon as may be, after they are made.
- Repeal of Assam Act No.XIV of 1958. 9. Assam Legislative Assembly Members Salaries and Allowances Act, 1958 is hereby repealed.
- Savings 10. The repeal by this Act of the enactment mentioned in section 9 shall not affect the validity, invalidity, effect or consequences of anything already done or suffered under the enactments so repealed.

STATEMENT OF OBJECTS AND REASONS

Salaries and other facilities and amenities of the Members, Ex-Members and Family Pension holder of Assam Legislative Assembly, at the existing & revised rates in as follows :-

Name of Legislator	Items		Existing Rate	Revised rate
Members of the Assam Legislative Assembly.	(i)	Salary	Rs. 60,000/-	Rs. 80,000/-
	(ii)	Constituency Allowance	Rs. 10,000/-	Rs. 20,000/-
	(iii)	Contingency Allowance	Rs.5,000/-	Nil
	(iv)	Camp Office Allowance	Nil	Rs. 10,000/- (New) Parliamentary Assistant Allowances
	(v)	Secretariat Allowance	Rs. 5,000/-	Rs. 10,000/- (In lieu of Secretariat Allowances)

Name of Legislator	Items		Existing Rate	Revised rate
Ex-MLA, Assam Legislative Assembly.	(i)	Pension	Rs. 30,000/-	Rs. 40,000/-
	(ii)	Medical	Rs. 15,000/-	Rs. 20,000/-
	(iii)	Additional Pension	Any ex-members has served as aforesaid for more than one term, there shall be paid to him/her an	Every ex-member who has served for more than five years, shall be paid and additional pension amounting to rupees one thousand

			additional monthly pension amount of rupees three thousand for each term so served, however the enhancement will be limited to a maximum of four terms.	for every year exceeding first five years.
Family Pension	(i)	Family Pension	Rs. 15,000/-	Rs. 20,000/-
	(ii)	Medical	Rs. 5000/-	Rs. 20,000/-

Now, in view of recommendation made by Pay Committee of the Assam Legislative Assembly as accepted by the Amenities and Facilities Committee and approved by the Speaker, Assam Legislative Assembly for enhancement of Salaries and Allowances of the of the Members, Ex-Members and Family Pension holder of Assam Legislative Assembly are proposed to be revised with effect from 1st April, 2018.

Hence the Bill :

CHANDRA MOHAN PATOWARY,
Minister, In-Charge.

M. K. DEKA,
Principal Secretary,
Assam Legislative Assembly.

FINANCIAL MEMORANDUM

The Bill entails expenditure from the Consolidated Fund of the State once it comes into force.

MEMORANDUM OF DELEGATED LEGISLATION

The Bill proposes for delegation of legislative power to a sub-ordinate body under clause 8 of the Bill.