



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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No. 482 Dispur, Thursday, 4th October, 2018, 12th Asvina, 1940 (S. E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

ASSAM LEGISLATIVE ASSEMBLY SECRETARIAT

NOTIFICATION

The 4th October, 2018

No.LLE 32/2018/661.- In exercise of the powers conferred by Section-8(1) of the Assam Legislative Assembly Members' Salaries, Allowances, Amenities and Pensions Act, 2018 (Assam Act No. X of 2018), the Governor of Assam, in consultation with the Speaker, Assam Legislative Assembly, is hereby pleased to make the following rules namely:-

Short title and
Commencement.

1. (i) These rules may be called the Assam Legislative Assembly Members' Salaries, Allowances, Amenities and Pensions Rule, 2018.
- (ii) They shall come into force on the date of their publication in the Official Gazette.

Application

2. They shall apply to all Members of the Assam Legislative Assembly including the past Members.

Definitions

3. In these rules, unless the context otherwise requires,-
 - (i) "Act" means the Assam Legislative Assembly Members' Salaries, Allowances, Amenities and Pensions Act 2018,
 - (ii) "Assembly" means the Assam Legislative Assembly;
 - (iii) "House Committee" means any Committee Constituted by the Assembly or by the Speaker as per provision of the Rules of Procedure and Conduct of Business in Assam Legislative Assembly;
 - (iv) "Speaker" means the Speaker of the Assam Legislative Assembly;
 - (v) "Principal Secretary" means the Principal Secretary of the Assam Legislative Assembly;

- (vi) “Member” means the Member of the Assam Legislative Assembly.
- (vii) “Ex-Member” means the past Member of the Assam Legislative Assembly;
- (viii) “Government” means the Government of Assam;
- (ix) “Attending Physician” means any registered medical Practitioner or any other Medical Officer appointed by the Government in any Government Medical College, Hospital or Dispensary etc. as the case may be under whom the Member, Ex-Member or their family seeks or avails medical treatment;
- (x) “Family” means and includes the family of a member consisting of
 - (a) Wife or husband;
 - (b) Father and mother ordinarily residing with and wholly dependent on the member;
 - (c) Legitimate children and step children residing with and wholly dependent on the member;

Note :- (1) Father and mother of a married lady member shall not be included in her family.
 (2) Adopted children shall be considered to be legitimate children.

- (xi) “Patient” means a member or a member of his or her family, or an ex-member or his or her family who requires medical attendance and treatment;
- (xii) “Medical Attendance” means attendance in a Government hospital or at the residence of the patient; and
 - (a) such Pathological, Bacteriological, Radiological or other method of examination for the purposes of diagnosis as are available in any Government hospital or Laboratory and are Considered necessary by the attending Physician; and
 - (b) such consultation with any other medical officer or specialist as the attending Physician advises;
- (xiii) “Treatment” means the case of all medical and surgical facilities available at the Government hospital in which the patient is treated;
- (xiv) “Day” means a calendar day beginning and ending at midnight, but absence from headquarters which does not exceed twenty-four hours shall be reckoned for the purpose of daily allowances as one day at whenever hour the absence begins and ends;
- (xv) “Duty” means and includes –
 - (a) attending the Assembly Session;
 - (b) attending meetings of the House Committee and doing any act connected there with;
 - (c) attending such meeting as may be convened by the Assembly Secretariat under the direction of the Speaker and doing such acts as may be assigned by the Assembly or by the Speaker;

- (xvi) "Camp office" means an office in their Constituency for providing better service to the people of his/her Constituency.

TRAVEL FACILITIES
under Section 5 of the Act.

Travel
Facilities

4. (i) Every Member shall be allowed to travel at any time in India alongwith his/her spouse and or any other person accompanying him/her to look after and to assist him/her by Air or Railways outside the State of Assam for which the Member shall be entitled to receive not more than Rs 1,25, 000/- per annum on production of Air/Railway tickets and boarding passes.

(ii) Provided that every Ex-Member shall be allowed to travel at any time in India alongwith his/her spouse and or any other person accompanying him/her to look after and to assist him/her by Air or Railways outside the State of Assam for which the Ex-Member shall be entitled to receive not more than Rs. 60,000/- per annum on production of Air/Railway tickets and boarding passes.

(iii) Every sitting Members and every Ex-Members of the Assam Legislative Assembly shall be entitled to free travel within the State by him/her and his/her spouse and or any other person accompanying him/her to look after and assist him/her at any time by ASTC operated under ASTC buses on productions of valid Identity Card issued by the Assam Legislative Assembly Secretariat.

Amenities

Under section 6 of the Act.

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| Newspaper allowance | 5. | Every member shall draw Rs. 1500/- for purchasing newspapers, magazines etc. at the residence in his/her Constituency as well as Dispur. |
| Medical facility | 6. | A member and the members of his/her family shall receive the same Medical Attendance and treatment as are laid down for the highest ranking Government Servants in all Government Hospital, Dispensaries and other recognized Hospital. |
| House building/land/car Advance | 7. | Every member may be advanced loan for the purchase of Land or Building or Motor Car up to Rs. 20,00,000/- subject to recovery of the principal amount in maximum 40 instalments from his/her salary/pension from the preceding month of drawal of such advance and the interest accrued on the principal amount in maximum 20 months at the rate of 6% per annum: |

Provided that a member is entitled to draw a fresh loan, if he or she has liquidated the earlier loan with interest.

Explanation :- For the purpose of applicability of this section, the members of the Council of Ministers including Chief Minister, Speaker, Deputy Speaker and Leader of the Opposition in Assam Legislative Assembly shall be treated as Member.

Every Ex-Members may be advanced an amount up to Rs. 7,00,000/- subject to recovery of the principal amount in maximum 50 instalments and the interest accrued on the principal amount in maximum 10 months at the rate of 6% per annum.

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| Telephone allowance | 8. | There shall be paid a consolidated amount of Rs. 6,500/- per month to each Member for expenses of telephone used at Dispur and Constituency residence. |
| Conveyance allowance | 9. | Each Member of the Assam Legislative Assembly shall draw an amount of rupees fifteen thousand per mensem as conveyance allowance (POL cost). |
| Contingency allowance | 10. | Every Member shall draw an amount of Rs. 30,000/pm for entertaining contractual staff for the camp office at his/her Constituency as follows: <ul style="list-style-type: none"> (i) Computer literate personal asstt. Rs. 12000/- pm (ii) Driver Rs. 10000/- pm (iii) Grade IV attendant Rs. 8000/- pm |
| Other allowance | 11. | Other allowance: <ul style="list-style-type: none"> (i) A mileage allowance of fifteen rupees per kilometre for the use of his official car on official duty. (ii) Use of personal vehicle by MLAs for official tour shall be allowed for drawal of TA & DA as per rules. Further MLAs shall be allowed to undertake journeys from their home (instead of from Dispur) & TA/DA shall be allowed for such Journeys to attend Official function/Meetings. (iii) If a MLA uses his own vehicle or joins the tour midway for attending Official meeting/function with intimation to the Committee Officer (at least 24 hours in advance) and if it is not possible to cancel the arrangement made for vehicles and accommodation after this intimation, the expenditure on such arrangements should be incurred from the Assam Legislative Assembly budget. However if intimation is not given before 24 hrs, the cost of arrangement be recovered from the MLA concerned with the approval of the Chairman of the Committee. |

- House rent allowance 12. A member who opts to reside in his/her own house in Guwahati city instead of availing Cottage/Hostel facilities shall be paid an amount of Rs 15,000/- per month.
- Accommodation Allowance 13. (i) Every member shall be entitled to accommodation allowance at the rate of maximum rupees three thousand five hundred per day during official tours outside the State if suitable Government accommodation for the member(s) is not available subject to production of actual money receipt. Such hired accommodation shall be arranged by the in-charge of Committee(s) Assam Legislative Assembly Secretariat.
- (ii) In case of PSO(s) accompanying the members on official tours within the State an amount of rupees five hundred shall be provided per day for hired accommodation, if Government accommodation is not available subject to production of actual money receipt.

Repeal

14. (1) **The Assam Legislative Assembly Members Salary, Allowances and Pension Rule, 1990 and other previous Rules corresponding thereto is hereby repealed.**
- (2) **Notwithstanding such repeal, action taken or orders made or things done under the rules so repealed shall be deemed to have been validity taken, made or done under these rules.**

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