



THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

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No. 541 Dispur, Wednesday, 17th November, 2021, 26th Kartika, 1943 (S. E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

DEPARTMENT OF HOUSING AND URBAN AFFAIRS

NOTIFICATION

The 16th November, 2021

No. GDD.235/2019/Pt.-V/150.- In exercise of the powers conferred by sub-section 1(a) and 1(b) of section 43 and section 44 of the Guwahati Municipal Corporation Act, 1969 (Assam Act No. I of 1973), the Governor of Assam is hereby pleased to make the following orders, to determine the delimitation of wards in Guwahati Municipal Corporation, namely :-

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| Short title and commencement | 1. (1) These orders may be called the Delimitation of Wards of Guwahati Municipal Corporation Order, 2020.
(2) It shall come into force at once. |
| Definitions | 2. In this order unless the context otherwise requires,-
(a) "Act" means the Guwahati Municipal Corporation Act, 1969;
(b) "Associate Member" means a person associated under clause (2) of order 3;
(c) "Board" means the Delimitation Board constituted under order 3;
(d) "Constituency" means a ward, for the representation of which a councilor is to be or has been elected;
(e) "Member" means a member of the Board;
(f) "population" means the population as ascertained locally through the staff deputed by the Director by going from door to door in the city; and
(g) "section" means a section of the Act. |
| Constitution of the Board | 3. (1) For the purpose of carrying out the provisions of this order the Government shall constitute a Board for Guwahati Municipal Corporation consisting of the following members, namely:-
(i) The Deputy Commissioner of the District in which the Municipal Corporation is situated or any other officer nominated by him in this behalf;
(ii) The Commissioner of the Guwahati Municipal Corporation;
(iii) Member of the Assam Legislative Assembly representing the concerned Municipal Corporation wholly or partly;
(iv) The Joint Commissioner of Guwahati Municipal Corporation;
(v) One member nominated by the Government by notification.
(2) The Government may nominate as many Associate Members as it may deem necessary or proper from time to time. |

Functions of the Board

4. It shall be the duty of the Board,-

- (i) to divide the city into such number of wards as may be necessary, having regard to the number of elected councillors determined by the Government for the Corporation under the sub-section 1(a) and

1(b) of section 43 of Guwahati Municipal Corporation Act, 1971 and the number of seats reserved for the members of the Scheduled Castes, Backward Classes and Women; and

- (ii) to readjust the wards as and when the limits of the City are altered or there is increase in the population of the City or there is abnormal variation in population or voting figures at some of the wards of the City, which require such readjustment.

Procedure to be followed by the Board and powers of the Board

5. (1) The Deputy Commissioner, Kamrup (M) shall be the Chairman of the Board. In his absence, such Member as Chairman as the Board Members present in the meeting of the Board, may elect amongst themselves.

(2) The meeting of the Board shall be convened by the Commissioner, Guwahati Municipal Corporation after giving at least ten days notice of the date, time and place of the meeting to all the Members of the Board.

(3) The quorum necessary for the transaction of business at the meeting of the Board shall be three.

(4) All questions which come before any meeting of the Board shall be decided by a majority of the votes of the Members present and voting. The Chairman of the meeting shall have a second or casting vote in case of an equality of votes.

(5) The Board shall have power to act notwithstanding the temporary absence of a Member, or an Associate Member or of the existence of a vacancy in the Board, and no act or proceeding of the Board shall be invalid or called into question on the ground merely of temporary absence of a Member or Associate Member, or the existence of such a vacancy.

(6) An Associate Member shall not have the right to vote or to sign in any decision of the Board.

Principles for delimitation of the wards

6. The following principles shall be observed by the Board in the delimitation of wards of the city, namely:-

(a) All wards shall as far as practicable, be geographically compact areas, and in delimiting them, due regard shall be had to the physical features like facilities of communication and public convenience.

(b) Wards in which seats are reserved for the Scheduled Castes, shall be located, as far as practicable, in those areas where the proportion of their population to the total population of the City, is the largest and such seats shall be allotted by rotation to different wards in the City.

(c) Seat numbers reserved for women (including number of seats reserved for women, if any, belonging to Scheduled Castes) by the Government shall, be kept reserved for women, and such seats shall be allotted by rotation to different wards in the Corporation.

(d) Two seats reserved for Backward Classes, by the Government, shall be kept reserved for the Backward Classes, and such seats shall be allotted by rotation to different wards in the Corporation.

(e) The Wards shall be divided into wards in such manner that the population of each ward as far as practicable, is the same throughout the Corporation, with a variation upto ten percent above or below the average population figures. And

(f) The Board while drafting the Scheme for delimitation of wards, shall allot numbers to all wards having due regard to the principle of contiguity.

Scheme for delimitation of wards to be sent to the Government

7. The Board shall, as soon as, after it has prepared the Scheme for the delimitation of the ward of the City, send the same to the Government for consideration.

Publication of scheme for delimitation of wards

8. (1) The Government shall,-

- (a) publish in the Official Gazette the Scheme for the delimitation of the wards received by it under order 7 for inviting objections or suggestions from the affected persons of the City;
- (b) specify a date on or after which the Scheme along with objections or suggestions, if any, shall be considered by it; and
- (c) consider all objections and suggestions, which may have been received by it before the specified date.

(2) The Government after considering the objections and suggestions under sub-clause (1) shall make its final order and shall get the same published in the Official Gazette:

Provided that before the start of election process, the State Government, may, for good and sufficient reasons, to be recorded in writing, review the order made in the form of final notification after inviting objections and suggestions in writing from the public through public notices in two newspapers having wide circulation in the locality in respect of all or any of the Wards. After considering such objections or suggestions, the State Government may supersede the previous orders in the form of final notification directly or after obtaining the opinion of the Board.

Correction of printing mistakes in the orders made by the Government

9. The Government may, from time to time, by order in the Official Gazette, correct any mistake in any of the orders made by it, or any error occurring therein due to an inadvertent slip or omission.

MANINDER SINGH,

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Department of Housing and Urban Affairs,
Dispur, Guwahati-6