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புதுவை மாநில அரசிதழ்
 LA GAZETTE DE L'ÉTAT DE PONDICHÉRY
 THE GAZETTE OF PONDICHERRY
 PART - II

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No. } 40	Pondichéry	Mercredi	16	Octobre	2002
No. }	Pondicherry	Wednesday	16th	October	2002
(24 Asvina 1924)					

GOVERNMENT OF PONDICHERRY
 LEGISLATIVE ASSEMBLY SECRETARIAT

No. 4773/2002-LA/Legn.

Pondicherry, the 16th October 2002.

Under rule 140 of the Rules of Procedure and Conduct of Business of Pondicherry Legislative Assembly, the following bills, viz.,—

- The Salary, Allowances and Pension of Members of the Legislative Assembly (Pondicherry) Amendment Bill, 2002 (Bill No. 11 of 2002);
- The Pondicherry Motor Vehicles Taxation (Amendment) Bill, 2002 (Bill No. 12 of 2002),

which are introduced in the Legislative Assembly on 16th October, 2002 are published for general information.

(a)

THE SALARY, ALLOWANCES AND PENSION OF
MEMBERS OF THE LEGISLATIVE ASSEMBLY
(PONDICHERRY) AMENDMENT
BILL, 2002

(Bill No. 11 of 2002)

A

BILL

**further to amend the Salary, Allowances and
Pension of Members of the Legislative
Assembly (Pondicherry) Act, 1964.**

BE it enacted by the Legislative Assembly of
Pondicherry in the Fifty-third Year of the Republic
of India as follows :—

Short title and
commence-
ment.

1. (1) This Act may be called the Salary,
Allowances and Pension of Members of the
Legislative Assembly (Pondicherry) Amendment
Act, 2002.

(2) It shall come into force at once.

Amendment
of section 3.

2. In the Salary, Allowances and Pension
of Members of the Legislative Assembly
(Pondicherry) Act, 1964, in sub-section (3) of
section 3, for the words “rupees one thousand
per mensem”, the words “rupees five thousand
and five hundred per mensem” shall be
substituted.

Act
No. 16 of
1964.

STATEMENT OF OBJECTS AND REASONS

The Salary, Allowances and Pension of Members of the Legislative Assembly (Pondicherry) Act, 1964 was amended by Amendment Act, 1998 (Act No. 4 of 1999), whereby a new sub-section (3) under section 3 was inserted which provided for payment of secretarial allowance at Rs. 1,000 per mensem to each member of the Legislative Assembly with effect from 13th day of March 1997.

In July 1998 the Legislative Assembly of the National Capital Territory of Delhi amended "the Members of Legislative Assembly of the National Capital Territory of Delhi (Salaries, Allowances, Pension, etc.) Act, 1994, *vide* Delhi Act 8 of 1998 whereby the secretarial allowance payable to each Member was raised to Rs. 5,500 per mensem.

It is only on these line it is proposed to enhance the quantum of the secretarial allowance payable to the Members of the Legislative Assembly, Pondicherry.

The Bill seeks to achieve the above objects.

N. RANGASAMY,
Chief Minister.

FINANCIAL MEMORANDUM

The proposal underlying the Bill will involve a recurring expenditure of Rs. 21,78,000 (Rupees twenty-one lakhs and seventy-eight thousand only) per annum approximately from the Consolidated Fund.

ADMINISTRATOR'S RECOMMENDATION UNDER
SUB-SECTIONS (1) AND (3) OF SECTION 23 OF THE
GOVERNMENT OF UNION TERRITORIES ACT, 1963

(A copy of the Letter No. H.12017/1/2001/CCD/SSI(2), dated 15-10-2002 from Thiru N. Rangasamy, Hon'ble Chief Minister to the Hon'ble Speaker, Legislative Assembly, Pondicherry.)

The Lieutenant-Governor of Pondicherry having been informed of the subject matter of the proposed Salary, Allowances and Pension of Members of the Legislative Assembly (Pondicherry) Amendment Bill, 2002 providing for enhancement of the quantum of secretarial allowance payable to the Members of the Legislative Assembly, Pondicherry at par with their counterparts in the National Capital Territory of Delhi, recommends under sub-sections (1) and (3) of section 23 of the Government of Union Territories Act, 1963, the introduction in and consideration by the Legislative Assembly of the said Bill.

M. SIVAPRAKASAM,
Secretary.

(b)

THE PONDICHERRY MOTOR VEHICLES
TAXATION (AMENDMENT) BILL, 2002

(Bill No. 12 of 2002)

A

BILL

further to amend the Pondicherry Motor Vehicles
Taxation Act, 1967.

BE it enacted by the Legislative Assembly
of Pondicherry in the Fifty-third Year of the
Republic of India as follows :

Short title
and com-
mencement.

1. (1) This Act may be called the
Pondicherry Motor Vehicles Taxation
(Amendment) Act, 2002.

(2) It shall be deemed to have come into
force on and from the 1st day of April, 2002.

A m e n d -
ment of
Schedules.

2. In the Pondicherry Motor Vehicles
Taxation Act, 1967,—

Act No. 5
of 1967.

Quarterly
Tax
Rs.

(A) in the Schedule I,

I. for sub-items (f) and (g) of item
No. 1 and the entries relating
thereto, the following shall be
substituted, namely :—

“(f) Goods Carriages exceeding
13,000 kgs. but not exceeding
15,000 kgs. in weight laden .. 1,800

	Quarterly Tax Rs.
(g) Goods Carriages exceeding 15,000 kgs. in weight laden ..	1,800 (Plus Rs. 50 for every 250 kgs. of weight or part thereof in excess of 15,000 kgs. in weight laden)";
II. for sub-item I(g) of item No. 2 and the entries relating there- to, the following shall be substituted, namely :—	
"I.(g) More than twenty-seven persons other than the driver, for every person other than the driver ..	300
(h) Heavy Passenger Motor Vehicle having seating capacity not exceeding 54 persons, including the driver, for every person other than the driver considered as "Deluxe Contract Carriage" ..	550
(i) Heavy Passenger Motor Vehicle having seating capacity not exceeding 54 persons, including the driver, for every person other than the driver considered as "Ordinary Contract Carriage" ..	350";

Quarterly
Tax
Rs.

III. For sub-item II of item No. 2 and the entries relating thereto, the following shall be substituted, namely :—

“II. Vehicles carrying more than five persons other than the driver and attendant classified as Tourist Vehicle permitted to ply under subsection (9) of section 88 of the Motor Vehicles Act, 1988 for every person permitted to carry other than the driver and the attendant

Central
Act No. 59
of 1988.

.. 750” ; and

IV. For sub-item III of item No. 2 and the entries relating thereto, the following shall be substituted, namely :—

“III.(a) Vehicles to carry more than twelve persons (other than the driver and conductor) and plying exclusively within the limits of the urban areas, for every person permitted to carry other than the driver and conductor

.. 125

(b) Vehicles to carry more than twelve persons (other than the driver and conductor) and plying exclusively within the limits of this Territory, for every person permitted to carry other than the driver and conductor

.. 250

Quarterly
Tax
Rs.

Explanation : "Limits of this Territory" includes the distance covered in the enclaves of other States, if any, lying in between different commune panchayats of this Territory, if such distances covered in the enclaves in the aggregate on a particular route do not exceed 16 kms.

- (c) Vehicles to carry more than twelve persons (other than the driver and conductor) and plying on the routes partly lying in this Territory and partly lying in other States, for every person permitted to carry, other than the driver and conductor —

(i) Ordinary Stage Carriage ..	340
(ii) Express Stage Carriage ..	350

Note : These will also include routes, the termini of which lying within the limits of this Territory by intervening distance of the enclaves of other States in the aggregate exceeding 16 kms.

The tax payable in respect of a reserve stage carriage or a bus shall be three-fourths of the maximum rates payable per passenger for any one of the regular stage carriages of the permit holder."

Rates of taxes

For a period not exceeding seven days	For a period exceeding seven days but not exceeding thirty days
---------------------------------------	---

Rs.

Rs.

(B) In the Schedule II,

- (i) for sub-item (f) under serial No. 3 and the entries relating thereto, the following shall be substituted, namely :—

“(f) Vehicle exceeding 13,000 kgs. but not exceeding 15,000 kgs. in weight laden .. 320 960”;

- (ii) for sub-item (g) under serial No. 3 and the entries relating thereto, the following shall be substituted, namely :—

“(g) Vehicles exceeding 15,000 kgs. in weight laden .. 320 960
(Plus* Plus*
Rs. 5 Rs.15
(*for every 250 kgs. in excess or part thereof)

- (iii) for sub-item (d) under serial No. 5 and the entries relating thereto, the following shall be substituted, namely :—

	Rates of taxes	
	For a period not exceeding seven days	For a period exceeding seven days but not exceeding thirty days
	Rs.	Rs.
"(d) Vehicles permitted to ply solely as contract carriage (not being stage carriage plying as contract carriages) and to carry more than five persons (other than the driver) in respect of Light Motor Vehicles and Medium Motor Vehicles for every person (other than the driver) which the vehicle is permitted to carry	40	120
(e) Heavy Passenger Motor Vehicles having seating capacity not exceeding 54 persons, including the driver, for every person other than the driver considered as "Deluxe Contract Carriage"	75	225

		Rates of taxes	
		For a period not exceeding seven days	For a period exceeding seven days but not exceeding thirty days
		Rs.	Rs.
(f)	Heavy Passenger Motor Vehicles having seating capacity exceeding 54 persons, including the driver, for every person other than the driver considered as "Ordinary Contract Carriage".	45	135"; and
(iv)	after serial No. 5 and the entries relating thereto, the following serial No. and the entries relating thereto shall be inserted, namely :-		
"5A.	Vehicles carrying more than five persons other than the driver and conductor, classified as Tourist Vehicle permitted to ply under sub-section (9) of section 88 of the Motor Vehicles Act, 1988 for every person permitted to carry other than the driver and the attendant	100	300".

Central
Act No. 59
of 1988.

STATEMENT OF OBJECTS AND REASONS

In order to mobilise the additional resources of revenue to this Administration and to rationalise the tax, it has been proposed to enhance quarterly tax in respect of Goods Carriages, Omni Buses, Tourist Vehicles, Stage Carriages and Contract Carriages.

2. Notifications were issued in G.O.Ms. No. 29/2002 (Tr.), dated 24th May 2002 and G.O.Ms. No. 31/2002 (Tr.), dated 24th May, 2002 of the Transport Department (Secretariat Wing), Pondicherry making amendments to Schedule I and Schedule II to the Pondicherry Motor Vehicles Taxation Act, 1967. Simultaneously notifications under sub-section (1) of section 20 and clause (c) of sub-section (1) of section 4 of the Pondicherry Motor Vehicles Taxation Act, 1967 were issued prescribing the revised rates of tax to be effective from the quarter commencing on and from 1st April, 2002 in G.O.Ms. No. 30/2002 (Tr.), dated 24th May, 2002 and G.O.Ms. No. 32/2002 (Tr.), dated 24th May, 2002 of the Transport Department (Secretariat Wing), Pondicherry. Necessary amendments to these effects have to be made to the principal Act.

3. This Bill seeks to achieve the above objects.

A. ELUMALAI,
Transport Minister.

ADMINISTRATOR'S RECOMMENDATION UNDER
SUB-SECTION (1) OF SECTION 23 OF THE GOVERNMENT
OF UNION TERRITORIES ACT, 1963

(Copy of the Letter No. I. 13011/2/2002(Tr.), dated 15-10-2002 from Thiru A. Elumalai, Hon'ble Transport Minister to the Hon'ble Speaker, Legislative Assembly, Pondicherry.)

The Lieutenant-Governor, Pondicherry having been informed of the subject matter of the proposed Pondicherry Motor Vehicles Taxation (Amendment) Bill, 2002, recommends under sub-section (1) of section 23 of the Government of Union Territories Act, 1963, the introduction in and consideration by the Legislative Assembly of the said Bill.

M. SIVAPRAKASAM,
Secretary.