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NOTIFICATION

No. DCA/R-28/79/12, the 14th. October, 1981. In pursuance of Paragraph 11 of the Sixth Schedule to the Constitution of India, the following Act made by the Pawi District Council under paragraph 3 of the said Schedule and assented to by the Administrator of Mizoram, is hereby published for general information.

J. W. Sundara Raj
Secretary to the Govt. of Mizoram
Law, Judicial & District Council Affairs

Pawi District Council Act No. 2 of 1981.
The Pawi Autonomous District Hnatlang Act, 1980.

THE PAWI AUTONOMOUS DISTRICT HNATLANG ACT, 1980 AN ACT

to provide for the control and regulation of hnatlang.

Preamble : Whereas it is expedient to provide for the control and regulation of hnatlang :

Be it enacted in the Thirty first Year of the Republic of India as follows :

1. Short title, extent and commencement — (1) This Act may be called the Pawi Autonomous District Hnatlang Act, 1980.
 - (2) It extends to the whole of the Pawi District.
 - (3) It shall come into force at once.
2. Definitions : In this Act, unless the Context otherwise requires, —
 - (a) "District Council" means the Pawi Autonomous District Council ;
 - (b) "Executive Committee" means the Executive Committee of the District Council .
 - (c) "hnatlang" means a customary service for the common good of the villagers which the residents of a village are to render ;
 - (d) "rún" means customary fine imposed by a village Council for refusal to contribute in the village hnatlang ;
 - (e) "Village Council" means a Village Council constituted under the provisions of the Pawi Autonomous District Council (Village Councils) Act, 1974.

3. Power of Village Council to enforce hnatlang.—

(1) The Village Council shall have power to enforce hnatlang within its jurisdiction whenever occasion so demands for the interest of the village community as a whole :

Provided that no discrimination shall be made on grounds only of religion, race, caste or class or any of them.

(2) The President and the Secretary of a village Council shall keep a list of persons performing hnatlang and see that each household is represented.

(3) The President of a village Council shall cause to be announced in the village, the proposal of holding hnatlang appointing the date and time.

(4) Any person who does not comply with the order of hnatlang shall be liable to rûn either in kind or in cash not exceeding Rs. 7/- (Rupees seven) only per hnatlang day unless he has been exempted from hnatlang or has obtained commutation under section 4.

(5) If a Village Council fails to carry out its order to realised rûn imposed on any person, the matter shall be referred to the Executive Committee for realisation of rûn.

4. Exemption from hnatlang and condition thereof.—

(1) The Village Council shall have power to exempt any person from hnatlang for any period as may be considered necessary on the ground of illness and other reasonable grounds at its discretion. The reason for exemption shall be recorded in writing.

(2) No person who is of sixty years of age or above shall be compelled to do any hnatlang.

(3) Any person below 15 years of age shall not be allowed to represent in the hnatlang .

(4) Every person shall have the option of commuting his obligation to render service under hnatlang to payment of cash compensation in lieu of it at a rate to be fixed by the Village Council not exceeding Rs. 7/- (Rupees seven) only per hnatlang day.

5. Utilisation of rûn and compensation.

(1) The amount of rûn under section 3(4) and compensation under section 4(4) may be spent by the persons performing the hnatlang in any manner they like.

(2) The Secretary of a Village Council shall keep the account of receipts and expenditures of the rûn and the compensation and any person of the village concerned shall be at liberty to inspect the accounts.

6. Power of the Executive Committee to settle dispute. —

Any dispute arising out of the performance of hnatlang shall be settled by the Executive Committee and such decision shall be final and binding on all concerned.

7. Power of the District Council to regulate matters connected with hnatlang.—

All matters connected with hnatlang and which are not provided for in this Act shall be regulated by the District Council and all such decisions shall be notified by the Executive Committee in a manner it considers appropriate.

8. Repeal and saving.— (1) The Pawi—Lakher Autonomous Region (Hnatlang) Act, 1962 (Pawi—Lakher Act No I of 1963) is hereby repealed.

(2) Notwithstanding such repeal, all actions taken, order made or direction given under the provisions of the Pawi—Lakher Autonomous Region (Hnatlang) Act, 1962 shall be deemed to be taken, made or given under the respective provision of this Act and subsequent actions, if any, with regard to any action, order or direction shall be in accordance with the provisions of this Act.