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NOTIFICATION

No. H-12018/9/91-LJD, the 31st January, 1992. The following Act of the Mizoram Legislative Assembly which received the assent of the Governor is hereby published for general information.

The Mizoram Act No. 1 of 1992
The Mizoram Salaries, Allowances and Pension of the Members of the Legislative Assembly (Amendment) Act, 1991.

(Received the assent of the Governor on the 30th Jan '92)

AN ACT

further to amend the salaries, allowances and pension of Members of the Legislative Assembly of Mizoram.

Be it enacted by the Legislative Assembly of Mizoram in the Forty-Second Year of the Republic of India as follows, namely :-

Short title
and
commencement

1. (1) This Act may be called the Mizoram Salaries, Allowances and Pension of the Members of the Legislative Assembly (Amendment) Act, 1991.
- (2) It shall come into force from the date of its publication in the Official Gazette.

Amendment
of
section 2

2. In the Mizoram Salaries, Allowances and Pension of Members of the Legislative Assembly Act, 1987 (Act No. 6 of 1987), as amended from time to time (hereinafter referred to as the Principal Act), in section 2,—
 - (i) for clause (d), the following clause shall be substituted, namely :—

“(d) “family” in relation to a Member means-

- (i) his wife or her husband, as the case may be;
 - (ii) the children, step-children, and widowed daughters, wholly dependent on such member; and
 - (iii) the parents, minor brothers, handicapped adult brothers, sisters and widowed sisters, wholly dependent on such member”.
- (ii) for clause (g), the following clause shall be substituted, namely :-
- “(g) “Member” means a Member of the Assembly, save as otherwise expressly provided in this Act, does not include -

- (i) a Minister as defined in the Mizoram Salaries and Allowances of Minister Act, 1987 ; and
- (ii) the Speaker and the Deputy Speaker as defined in Mizoram Salaries and Allowances of the Speaker and the Deputy Speaker Act, 1987; and
- (iii) the Leader of the opposition as defined in the Mizoram Salaries and Allowances of Leader of the Opposition Act, 1991; and
- (iv) the Government Chief Whip as defined in the Mizoram Salaries and Allowances of Government Chief Whip Act, 1991; but includes the Chief Minister, the Speaker, the Ministers, the Ministers of State, the Deputy Speaker, the Leader of Opposition and the Government Chief Whip for the purposes of grant of loans and advances under section 12 and of pension under section 14 and of death gratuity under section 14A”.

Amendment
of section
12

3. In the Principal Act, in section 12, -

- (1) in the marginal heading, for the words “Grant of loans”, the words “Grant of loans for construction or purchase of building and advance for purchase of a motor vehicle”, shall be substituted ;
- (2) in sub-section (1), -
 - (i) the words “by way of a repayable advance” shall be deleted ;
 - (ii) for clauses (i) and (ii), the following clauses shall be substituted, namely:-

- “(a) a repayable loan for a sum of money not exceeding five lakh rupees for a building or purchasing a house; and
- (b) a repayable advance for a sum of money not exceeding one lakh fifty thousand rupees or the anticipated price, whichever be less, for purchase of a motor vehicle”;
- (3) in sub-section (2),
- (i) for the word “advance” wherever appearing, the word “loan” shall be substituted;
- (ii) in the proviso, in line 1, between the word “building” and the words “the house” the word “of” shall be inserted ;
- (4) in sub-section (3), for the word “loan” appearing in line 4, the word “advance” shall be substituted;
- (5) in sub-section (4),
- (a) in clause (i) for the word “advance” appearing in line 4, the words “loan or advance as the case may be” shall be substituted;
- (b) for clause (ii), the following clause shall be substituted, namely:—
- “(ii) where a member, having obtained a loan or an advance under clauses (a) or (b) of sub-section (1) of this section, dies while holding office as such, the amount of the loan or the advance, as the case may be or any part thereof which would have accrued on the date of his death in accordance with the terms and conditions of the grant of the loan or the advance along with interest thereon shall be written off with the sanction of the authority as may be prescribed by the Government from time to time”.

Dr.H.C.Thanhranga,
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