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NOTIFICATION

No. H.12018/201/09-LJD/19, the 3rd April, 2009. The following Act of the Mizoram Legislative Assembly which received the assent of the Governor of Mizoram is hereby published for general information.

The Mizoram Parliamentary Secretaries (Appointment, Salaries, Allowances and Miscellaneous Provisions) Act, 2009.

(Act No. 3 of 2009).

[Received the assent of the Governor of Mizoram on the 25th March, 2009]

AN

ACT

to provide for the Appointment, Salaries, Allowances and other Miscellaneous Provisions of the Parliamentary Secretaries in the State of Mizoram.

It is enacted by the Legislative Assembly of Mizoram in this Sixtieth Year of the Republic of India as follows, namely:-

- Short title, Extent and commencement**
1. (1) This Act may be called the Mizoram Parliamentary Secretaries (Appointment, Salaries, Allowances and Miscellaneous Provisions) Act, 2009
 - (2) It extends to the whole of Mizoram.
 - (3) It shall be deemed to have come into force from 29th December, 2008.
- Definitions**
2. In this Bill, unless the context otherwise required:-
 - (a) "Chief Minister" means the Chief Minister of Mizoram;

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- (b) "Member" means a Member of the Mizoram Legislative Assembly;
- (c) "Parliamentary Secretary" means a Political functionary as may be appointed by the Chief Minister for one or more departments and to assist the Minister concerned of such department or departments in effective disposal of the government business, pertaining thereto, or as may be decided by the Chief Minister.

- Appointment of Parliamentary Secretary* 3. The Chief Minister may, having regard to the circumstances and the need of the situation, at any time appoint such number of Parliamentary Secretaries and assign to each of them such and duties and functions as he may deem fit and proper.
- Rank, status, powers and functions of Parliamentary Secretary* 4. A Parliamentary Secretary shall be of the rank and status of a Minister of State and shall exercise such powers, discharge such functions and perform such duties as may be assigned to him by the Chief Minister, by way of a notification published in the Official Gazette.
- Functions and duties of Parliamentary Secretary* 5. The functions and duties of Parliamentary Secretary shall be such as may be specified by the Chief Minister from time to time.
- Oath of office and Secrecy* 6. The Parliamentary Secretary shall, before entering upon his office, take an oath of office and secrecy as per Schedule 'A' to this Act, to be administered by the Chief Minister.
- Salary and allowances of Parliamentary Secretary* 7. A Parliamentary Secretary shall be entitled to such salary and allowances as are admissible to a Minister of State under the Mizoram Salaries and Allowances of Ministers Act, 1999 (Act. No 7 of 1999) as amended from time to time.
- Parliamentary Secretary not to draw salary and allowances as Member* 8. Notwithstanding anything contained in any other law for the time being in force, a Parliamentary Secretary shall not, while he draws salary and allowances for his office as such Parliamentary Secretary, be entitled to any salary or allowances as a Member of the Mizoram Legislative Assembly.
- Parliamentary Secretary not to practise profession etc.* 9. A Parliamentary Secretary shall not, during his office as such Parliamentary Secretary practise any other profession or engage in any trade or commerce and undertake for remuneration any employment other than his duties as such Parliamentary Secretary.
- Residuary matters* 10. All other conditions of service of a Parliamentary Secretary shall be governed by the Mizoram Salaries, Allowances and Pension of Members of the Legislative Assembly Act, 1999 (Act No. 5 of 1999) as amended from time to time.

**FORM OF OATH OF OFFICE AND SECRECY FOR A
PARLIAMENTARY SECRETARY**

'I, A.B., do swear in the name of God
solemnly affirm that I will bear true faith and allegiance the Constitution of India as by law established, [that I will uphold the sovereignty and integrity of India,] that I will faithfully and conscientiously discharge my duties as a Parliamentary Secretary of and that I will do right to all manner of people in accordance with the Constitution and the law without fear or favour, affection or ill-will.

I, A.B., do swear in the name of God
solemnly affirm that I will not directly or indirectly communicate or reveal to any person or persons any matter which shall be brought under my consideration or shall become known to me as a Parliamentary Secretary of except as may required for the due discharge of my duties as such Parliamentary Secretary.'

P. Chakraborty,
Commissioner/Secretary,
Law & Judicial Department,
Govt. of Mizoram.