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NOTIFICATION

No. H.12018/202/09-LJD/6, the 30th July, 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 Contingency Fund of the State of Mizoram Act, 2009 (Act No. 10 of 2009)

[Received the assent of the Governor of Mizoram on 21st July, 2009]

THE CONTINGENCY FUND OF THE STATE OF MIZORAM ACT, 2009

AN

ACT

to provide for the establishment and maintenance of Contingency Fund for the State of Mizoram.

Whereas it is expedient to provide for the establishment and maintenance of Contingency Fund for the State of Mizoram in pursuance of clause (2) of article 267 read with clause (2) of article 283 of the Constitution of India;

Now, therefore, be it enacted by the Legislative Assembly of Mizoram in the Sixtieth Year of the Republic of India as follows :-

1. Short Title and Commencement.
 - (1) This Act may be called the **Contingency Fund of the State of Mizoram Act, 2009.**
 - (2) It shall come into force on such date as the Government may, by notification in the official Gazette appoint.
2. Definitions.

In this Act, unless the context otherwise requires -

 - (a) "appointed day" means the day appointed by the Government for the commencement of this Act in the official Gazette.
 - (b) "State" means the State of Mizoram as formed under section 3 of the State of Mizoram Act, 1986 (Act No. 34 of 1986).

3. *Establishment of the Contingency Fund of the State.*

With effect from five appointed day, there shall be established for the State a Contingency Fund in the nature of an imprest entitled the Contingency Fund of the State of Mizoram, into which shall be paid from and out of the Consolidated Fund of the State **a sum of two hundred crore** of rupees.

4. *Custody of the Contingency Fund and withdrawals therefrom.*

The Contingency Fund of the State shall be held on behalf of the Governor of Mizoram by Secretary to the Government of Mizoram in the Finance Department, and no advances shall be made out of such Fund except for the purpose of meeting unforeseen expenditure pending authorization of such expenditure by the State Legislature under appropriations made by law.

5. *Power to make rules.*

1) The State Government may, by notification in the Mizoram Gazette, make rules for carrying out the purpose of this Act regulating all matters connected with or ancillary to the custody of, the payment of moneys into and the withdrawal of moneys from, the Contingency Fund of the State.

2) Every rule made under this section shall be laid before the State Legislative Assembly of Mizoram while it is in session for a total period of fourteen days which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is laid or the session immediately following, the Legislative Assembly of Mizoram makes any modification in the rule or decides that rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be.

6. *Repeal and saving.*

(1) The Contingency Fund of the Union Territories of Mizoram (Determination of Amount) Act, 1973 (5 of 1973) and the Contingency Fund of the State of Mizoram (Determination of Amount) Act, 1987 (2 of 1987) are hereby repealed.

(2) Anything done or any action taken in exercise of any powers conferred by or under the Act so repealed shall be deemed to have been done or taken in exercise of powers conferred by or under this Act.

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