



# **The Mizoram Gazette**

## **EXTRA ORDINARY**

### **Published by Authority**

REGN. No. NE. 313 (MZ)

---

Vol. XXX Aizawl, Friday, 9. 11. 2001, Kartika 18. S E 1923 Issue No. 248

---

#### **NOTIFICATION**

No.H-12018/42/94-LJD/64, the 7th November, 2001. 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 (Pension for Members of the Defunct Mizo District Council and the Defunct Pawi-Lakher Regional Council) (Amendment) Act, 2001.

( Act No. 8 of 2001 )

( Received the assent of the Governor of Mizoram on 1.11.2001 )

#### **AN ACT**

to further amend the Mizoram (Pension for Members of the defunct Mizo District Council and of the defunct Pawi-Lakher Regional Council) Act, 1994 (Act No. 7 of 1994) (hereinafter to be described as the Principal Act).

It is enacted by the Legislative Assembly of Mizoram in the Fifty Second year of the Republic of India as follows:-

**Short title and Commencement** 1. (1) This Act may be called the Mizoram (Pension for Members of the defunct Mizo District Council and of the defunct Pawi-Lakher Regional Council) (Amendment) Act, 2001.

(2) This shall come into force at once.

Substitu- 2. For section 3 of the Principal Act, the following shall be substi-  
tion of Sec- tuted, namely—  
tion 3 of the  
Principal Act.

3. (1) Grant of Pension to Member—

With effect from the date of commencement of this Act and subject to other provisions of the Act, there shall be paid a life-long pension of Rs. 4,000 – (Rupees four thousand) per month with an annual increment of Rs. 200/- (Rupees two hundred) upto a maximum amount of Rs. 6,600/- (Rupees six thousand six hundred) to every member who had served as such member for any period, whether for five years or less or more.

(2) Where any person entitled to pension under sub-section (1)-

(a) is elected to the office of the President or Vice-President of India or is appointed to the Office of the Governor of any State or the Administrator of any Union Territory; or

(b) becomes a Member of the Council of State or the House of the People or any Legislative Assembly of a State or Union Territory or any Legislative Council of a State; or

(c) is employed on a salary under the Central Government or any State Government, or any Corporation owned or controlled by the Central Government or any State Government, or any local authority including an Autonomous District Council or otherwise receive any remuneration from such Government or local authority,

such person shall not be entitled to any pension under sub-section (1) for the period during which he continues to hold such office or continues to receive such remuneration;

Provided that where the salary payable to such person for holding such office or being such member as mentioned in clause (b) or so employed, or where the remuneration referred to in clause (c) paid to such person is, in either case, less than the pension Payable to him under sub-section (1), such person shall be entitled to receive only the balance as pension under that section.

(3) Where any person entitled to pension under sub-section (1) also receives any pension from the Central Government or any State Government or any Corporation owned or controlled by the Central Government or any State Government or any local authority including an Autonomous District Council under any law or otherwise, in that case—

- (a) Where the amount of pension which he receives under such law or otherwise is more than Rs. 6,600/- (Rupees six thousand six hundred) per month, such person shall not be entitled to any pension under sub-section (1) ;
- (b) Where the amount of pension which he receives under such law or otherwise is less than Rs. 6,600/- (Rupees six thousand six hundred) per month, such person shall be entitled to a portion of the pension under sub-section (1), so that the total amount of the pension does not exceed Rs. 6,600/- (Rupees six thousand six hundred) per month.
- (4) Nothing in this Act shall affect the right of any member to receive any pension from the Central Government or any State Government as a freedom-fighter”.

Amendment  
of Section  
3A of the  
Principal  
Act.

4. In section 3A of the Principal Act, for sub-section (1) the following shall be substituted, namely—

“(1) The family of a deceased member shall be entitled to receive a family pension at the rate of Rs. 2,500/- (Rupees two thousand five hundred) per month, with effect from the date of commencement of the Amendment Act of 2001 and subject to the provisions contained hereinafter”.

P.Chakraborty,  
Secretary,  
Law & Judicial Deptt.  
Govt. of Mizoram.