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NOTIFICATION

No. H. 12018/86/99-LJD/26, the 1st April/2002. The following Act of the Mizoram Legislative Assembly which received that assent of the Governor of Mizoram is hereby published for general information.

The Mizoram Salaries and Allowances and Pension of members of the Legislative Assembly (first amendment) Act, 2002.

(Act No. 1 of 2002)

(Received the assent of the Governor of Mizoram on the 28th March, 2002).

AN

ACT

to amend the Mizoram Salaries and Allowances and Pension of Member of the Legislative Assembly Act, 1999

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

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| Short title and Commencement | 1. | (1) This Act may be called The Mizoram Salaries and Allowances and Pension of the Member of the Legislative Assembly (First Amendment) Act, 2002. |
| | | (2) It shall come into force from the date of publication in the Mizoram Gazette. |
| Amendment of section 6 | 2. | In section 6 of the Mizoram Salaries and Allowances and Pension of Members of the Legislative Assembly Act, 1999 (hereinafter referred to as the Principal Act for the words "family allowance of Rs. 5000" the words "family allowance of Rs. 3000" shall be substituted. |
| Amendment of sub-section (1) of Section 8 | 3. | In sub-section (1) of Section 8 of the principal Act the words, namely, "but cash allowance at the rate of Rs. 5/- per k. m. in lieu of petrol oil and lubricants from Aizawl to constituency Headquarters by the shortest route shall be given to each member subject to a minimum of Rs. 500 per mensem" shall be deleted. |

- Amendment of sub-section (1) of Section 15** : 4. In sub-section (1) of Section 15 of the Principal Act, for the words "five thousand rupees" the words " four thousand rupees" shall be substituted.
- Amendment of sub-section (4) of Section 15** : 5. In sub-section (4) of Section 15 of the Principal Act, the words namely, "where any person entitled to pension under sub-section (1) is also entitled to any other pension, such person shall be entitled to received the pension under sub-section (1) in addition to such pension" shall be deleted, and the following words shall be inserted :
"There shall not be paid pension under sub-section (1) to any person who is entitled to any other pension under Central or State Government, or Semi-Government organisation, or District Councils (including defunct Mizo District Council and Pawi - Lakher Regional Council)
Provided that any person may opt in writting either for any other pension or for the pension under sub-section (1) of this Section, and the option once exercised shall be final.
- Amendment of sub-section (6) of Section 15** : 6. In sub-section (6) of Section 15 of the Principal Act, for the words,namely, "Rs. 6500 per month" the words, namely, Rs. 5500 per month" shall be substituted.
- Amendment of sub-section (1) of Section 17** : 7. In sub-section (1) of section 17 of the Principal Act, for the words,namely, "family pension of two thousand five hundred rupees per mensem" the words, namely, "family pension of two thousand rupees per mensem" shall be substituted, and the following shall be inserted after the words "subject to the limitation in sub-section (2)", namely.-
"The family pension shall be increased by five percent annually at compound rate to a maximum of seven thousand rupees".
- Insertion of sub-section (8) in Section 15** : 8. A new sub-section shall be inserted after sub-section (7) of section 15 of the principal Act, as follows:-
"8 Pension and Family Pension shall be drawn and disbursed by the Assembly Secretariat. The Assembly Secretariat shall recover the loan or advance from the pension or family pension in case the pensioner defaults in timely repayment of the loan or advance.
Provided that Pension or Family Pension shall not be abmissible to any person who defaults to repay the loan or advance as per term and conditiond stipulated in the Mizoram Legislative Assembly (Grant of Loans and Advances to Members) Rules, 2000 and in the sanctioning order by which the loan or advance has been drawn".

P. CHAKRABORTY,
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Law & Judicial Deptt.