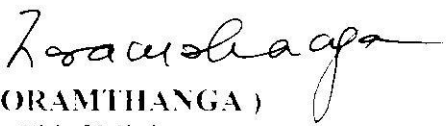


Authenticated


(ZORAMTHANGA)

Chief Minister
in-charge General Administration Department
Government of Mizoram

**THE MIZORAM MAINTENANCE
OF HOUSEHOLD
REGISTERS BILL, 2019**

GENERAL ADMINISTRATION DEPARTMENT

THE MIZORAM MAINTENANCE OF HOUSEHOLD REGISTERS BILL, 2019

A bill to maintain household Registers for every family in the State of Mizoram and matters incidental thereto, be it enacted by the Legislative Assembly of Mizoram in the Seventieth year of the Republic of India as follows:-

1. Short title, Extent and Commencement :-

- (1) This Act may be called the Mizoram Maintenance of Household Registers Act, 2019.
- (2) It extends to the whole of the State of Mizoram.
- (3) It shall come into force from the date of publication in the Official Gazette.

2. Definitions :-

In this Act, unless the context otherwise requires;-

- (a) 'Family' means a family of permanent or temporary resident of the State, consisting of husband and/or wife, parents and step-parents, unmarried children, widowed sisters and daughters, unmarried brothers and sisters;
- (b) 'Citizen' means a person registered as such or having requisite qualification as prescribed under the Citizenship Act, 1955 or the rules made thereunder;
- (c) 'Form' means Forms as prescribed by the State Government under this Act;
- (d) 'Household' means a family or a group whose members are held together in the same house, and shall for the purposes of this Act include all premises, camps or establishments used permanently or temporarily for residential purposes.
- (e) 'Householder' means owner of a household including a shop, labourer's shed, hotel, Rest House, Guest House and other residential premises except those owned by any military or para-military formation;
- (f) 'Registering Authority' means an authority appointed under Section 4 of this Act for the purpose of registration;
- (g) 'State Government' means State Government of Mizoram.

3. Maintenance of Household Register :-

- (1) It shall be the responsibility of every householder as well as every member of household in the State to furnish all such information, particulars and passport size photographs of the members of the

household as may be required by the Registering Authorities for the purpose of sub-section (1):

Provided that no information other than those which are mentioned in the Form, as may be prescribed by the State Government from time to time, shall be required to be furnished by a house-holder.

- (2) It shall be the duty of every designated official, every Village Council, Municipal body or Town Committee, as the case may be, to regularly maintain household registers in respect of all residents - whether permanent or temporary - residing in the respective village or municipal area or town based on information furnished by such resident in the Form as may be prescribed by the State Government from time to time under this Act;

Provided that as soon as information is furnished in such Form by a resident, the same shall be verified and counter-signed by the President of the Local Branch of the State level NGOs as may be designated by the State Government from time to time:

Provided further that after receipt and acceptance of the information in Form as may be prescribed by the State Government, the Registering authority concerned shall compile the same in two distinct formats or registers - one for the citizen residents, while another for the non-citizen resident of the village, and such Registers may be named as 'Register - A for Citizen Resident of the - Village/Area/Town' as on _____ and 'Register - B for non-Citizen Residents of the Village/Area/Town';

Provided that the State Government may maintain the Register in physical format or digitized format or both.

- (3) When an entry has been made in a Register, in such Form prescribed by the State Government, by the Registering Authority under sub-section (1), the house-holder giving or furnishing information must sign or append left thumb-impression to such entry or entries in the presence of the Registering Authority concerned or any other person appointed by him in this behalf.

4. Power of the State Government- Registering Authority :-

- (1) All such household registers shall be updated once in every three months or at regular intervals as may be notified by the Government.

- (2) The State Government may appoint the President of every Village Council and Secretary of every Local Council or Town Committee, as the case may be, by virtue of their office or any other person during the absence of such President or as the case may be, Secretary, as it may deem fit, to be the Registering Authority for the Village or the Municipal area concerned, for the purpose of this Act.
5. **Appropriate Use of Household Register :-**
All Government Departments including Police may resort to appropriate use of updated household registers for various administrative purposes including maintenance of law and order, prevention and detection of crime, and for the purpose of implementation of various Central and State laws and development and welfare schemes.
6. **Duty of Registering Authority to send certified copies :-**
Every Registering Authority under this Act shall send to the Deputy Commissioner and the Superintendent of Police of the District concerned or to the Secretary or Executive Officer of the Town Committee or the Municipal Council concerned, copies of entries or true certified copies of the prescribed Form as maintained by him at the end of every quarter of the year.
7. **Searches and copies of entries in Register Books :-**
(1) Every Registering Authority shall, on payment of a fee of Rs. 25/- (Rupees twenty five only), allow at all reasonable times searches to be made in the registers kept by him and give a certified copy of any entry in the same relating to a householder if so applied by such householder.
(2) Every copy of an entry in a register given under this section shall be certified by the Registering Authority concerned and shall be admissible in evidence for the purpose of proving the contents of the Register Book.
8. **Correction and entry in Register :-**
(1) If it is provided to the satisfaction of Registering Authority that an entry in any register kept by him under this Act is erroneous in form or substance, he may correct the error by entry in the margin, without any alteration of the original entry, and shall sign the marginal entry and add thereto the date of correction.

- (2) If a certified copy of the entry has already been sent to the Deputy Commissioner or the Secretary of Municipal or Town Committee concerned, then the Registering Authority shall make and send a separate certified copy of the original erroneous entry and of the marginal correction made therein.

9. Offences and Penalty :-

- (1) If any person wilfully makes or causes to be made for the purpose of being inserted any form or register any false statement or causes to destroy the whole or any part of the Forms or Register, such person shall be punished with imprisonment for a term which may extend to one year or with fine which may extend to rupees three thousand or with both.
- (2) The offences under this Act shall be cognizable and bailable

10. Protection of action taken in good faith :-

No suit, prosecution or other legal proceedings shall lie against any person, who is entrusted by the Government for the purpose of implementation of the provisions of this Act, for anything which is done in good faith or intended to be done in good faith under this Act or any rules made thereunder.

11. Act to have effect in addition to other Laws :-

The provisions of this Act shall be in addition to, and not in derogation of the provisions in any other law(s) for the time being in force relating addition to registration of residents of the State.

12. Power to make rules :-

- (1) The State Government may, by notification in the Official Gazette, make rules to carry out of the provisions of this Act.
- (2) Every rules made by the State Government shall be laid as soon as after it is made, before the State Legislative Assembly while it is in session.

FINANCIAL MEMORANDUM

The Financial Implication of the Mizoram Maintenance of Household Registration Bill, 2019 cannot be calculated at this stage. However, it is assumed that the Financial Implication may not be huge or large for maintenance of records/ data.



(ZORAMTHANGA)

Chief Minister

Dated Aizawl, the 28th February, 2019

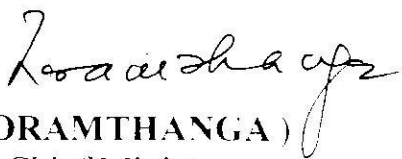
cc General Administration Department
Government of Mizoram

MEMORANDUM OF DELEGATED LEGISLATION

Section 12 of 'The Mizoram Maintenance of Household Registers Bill, 2019' seeks to delegate the power to make Rules to the State Government.

Place : Aizawl

Dated: the 9th March, 2019


(ZORAMTHANGA)

Chief Minister

Minister in Charge, General Administration Department
Government of Mizoram