

The Haryana Legislative Assembly (Allowances of Members) Rules, 1976

HARYANA

India

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Rule

THE-HARYANA-LEGISLATIVE-ASSEMBLY-ALLOWANCES-OF-MEMBERS OF 1976

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The Haryana Legislative Assembly (Allowances of Members) Rules, 1976Published vide Haryana Government Notification No. 14-A, dated 13.1.1976No. 14A. - In exercise of the powers conferred by Section 9 of the Haryana Legislative Assembly (Allowances of Members) Act, 1975, the Speaker, Haryana Legislative Assembly, hereby makes the following rules for regulating the Allowances of Members of the Haryana Legislative Assembly, namely :-

1. Short title.

- These rules may be called the Haryana Legislative Assembly (Allowances of Members) Rules, 1976.

2. Definitions.

(1)In these rules, unless the context otherwise requires :-(a)"Act" means the Haryana Legislative Assembly (Allowances of Members) Act, 1975;(b)"Chief Public Office" means, -

- | | | |
|---------------------------------------|-----|--|
| (i) at the headquarters of a district | ... | the Court of the Deputy Commissioner; |
| (ii) at a Cantonment | ... | the Court of a Cantonment Magistrate; |
| (iii) at an outpost or tehsil | ... | the Court of the Officer-in-charge of the outpost or tehsil;and |
| (iv) at all other places | ... | the Police Station or if there be no Police Station, the PostOffice, or if there be no Post Office, the point so |

declared for the purposes of these rules, by the Speaker;

(c) "Secretary" means the Secretary of the Haryana Legislative Assembly. (d) Controlling Officer means the Secretary or any other officer not below the rank of an Under Secretary as may be authorised by the Secretary to perform all or any of the functions of the controlling officer, subject to such directions as may be given by him from time to time. (2) Words and expressions used in these rules and not defined therein shall have the meanings assigned to them in the Act.

3. Travelling allowances to Speaker.

- The Speaker shall be entitled to travelling allowance for the journeys mentioned below on the same scale as is admissible to a Minister :- (a) from his place of residence to the venue of the Assembly when proceeding to join office and back to his normal place of residence after relinquishment of office; (b) (i) from Chandigarh to his constituency or district headquarters at the end of each session of the Assembly and for the return journey to Chandigarh; (ii) from Chandigarh to his constituency or district headquarters when the Assembly is adjourned for two or more days and for the return journey after the period of break and from Chandigarh to his constituency or district headquarters and back twice a month after adjournment of the House sine die; (c) to attend a conference of a committee of Presiding Officers of Legislative Bodies in India or for a visit to the venue of some other Legislative Body to study its procedure, working and organisation : Provided that for journeys undertaken by him outside India in the discharge of his official duties, he shall be entitled to such travelling and daily allowances as the State Government may, in each case, determine; (d) to attend or participate in any public function or any function arranged by the Central Government or any State Government or any local or statutory authority or to receive a civic address or for attending public meetings or for visiting sites or places of developmental or constructive activities undertaken by the Central Government or any State Government or by any body financed partly or wholly by the Central Government or any State Government or for any other function or purpose which he may deem proper; (e) in the event of a change of the headquarters of the Assembly, a journey from his home, or from the old headquarters of the Assembly in case he is residing there at the time of the move, to the new headquarters of the Assembly; and (f) such other journeys as may be certified by the Speaker to have been performed in the discharge of duty.

4. Halting allowance to Speaker.

- The Speaker shall be entitled to halting allowance at the same rates and on the same conditions as daily allowance to a Minister.

5. Advance of travelling and halting allowances.

- There may be paid to the Speaker an advance of travelling allowance and halting allowance admissible to him under these rules.

6. Travelling and halting allowance to Deputy Speaker.

(1)The Deputy Speaker shall be entitled to travelling allowance for journeys mentioned below on the same scale as is admissible to a Deputy Minister -(a)from his place of residence of the venue of the Assembly when proceeding to join office and back to his normal place of residence after relinquishment of office;(b)(i)from Chandigarh to his constituency or district headquarters at the end of each session of the Assembly and for the return journey to Chandigarh.(ii)from Chandigarh to his constituency or district headquarters when the Assembly is adjourned for two or more days and for the return journey after the period of break and from Chandigarh to his constituency or district headquarters and back once a month after adjournment of the House sine die;(c)for journeys performed by him under the orders of the Speaker -(i)to attend the conference of Presiding Officers of Legislative bodies in India;(ii)to attend to any other business connected with his duties as Deputy Speaker; and(iii)to attend any State function or to preside over any other public function in his capacity as Deputy Speaker.(2)The Speaker may also allow the Deputy Speaker to travel by air to save time, in which case he shall be entitled to travelling allowance for such journey by air on the same scale as is admissible to a Government servant of first grade entitled to travel by air.(3)The Deputy Speaker shall be entitled to halting allowance at the same rates and on the same conditions as daily allowance to a Deputy Minister.(4)The Speaker shall be the Controlling Officer for the purpose of countersigning the travelling allowance bills of the Deputy Speaker.

7. Adjustment of distance travelled in State Car.

- [-] [Omitted by Haryana Notification No. GS 83/TA (Gnl)-97/130 dated 21.7.1997.]Illustration. - Suppose a member travels two hundred kilometres by a State car for private purpose and the charges recoverable from him for this journey work out to one hundred and seventy rupees. The distance for which the first class railway fare is one hundred and seventy rupees shall be adjusted against the limit of sixteen thousand kilometres and the member shall not be required to pay the charges for the journey or any part thereof in cash.

8. Travelling allowance to Chairman of Committee.

- A Chairman of a Committee constituted under the Rules of Procedure and Conduct of Business in the Haryana Legislative Assembly shall be entitled to travelling allowance at the same rates as prescribed in sub-rule (1) of rule 9 for journeys performed by him under orders of the Speaker for attending a conference of Chairmen of the corresponding Committees of Legislative Bodies in India.

9. Travelling allowance of members.

(1)Subject to the proviso to section 5 of the Act, there shall be paid travelling allowance to each member in respect of every journey performed by him for the purpose of attending a session of the Assembly or a meeting of a committee or for the purpose of attending to any other business under orders of the Speaker connected with his duties as a member from his usual place of residence to the place where the session or the meeting is held or the other business is to be transacted and for the

return journey from such place to his usual place of residence, -(a)if the journey is performed by rail, an amount equal to one first class fare plus one half first class fare as incidental expenses for each such journey;(b)for journeys performed by road between places not connected by rail, at the rate of [five rupees] [Substituted by Haryana Notification No. 83-TA (GNL)/98/54 dated 11.8.1998.] per kilometre.(c)[there shall be paid to each member a halting allowance at the rate of [four hundred] [Clauses (c) and (d) added by Haryana Notification No. 83-TA(GNL)-97/140 dated 14.8.1997.] rupees per day for each day of attendance at a meeting of the Assembly or committee or in respect of journeys undertaken under the orders of the Speaker for any other business anywhere connected with his duties as a member; and(d)a member shall be entitled to an incidental allowance at the rate of five rupees for the day of departure from and an incidental allowance at the rate of five years per day for the day of arrival at the usual place of residence of the member when he leaves his usual place of residence to attend a meeting and returns thereto after the meeting.](2)Notwithstanding anything contained in sub-rule (1), a member who performs a journey by road between places connected by rail, either wholly or in part, may draw the mileage allowances referred to in clause (b) of sub-rule (1) or the travelling allowance which would have been admissible to him, had he travelled by rail whichever is less :Provided that in the case of a journey performed by road, the Chief Public Office shall be deemed to be the point of commencement and termination of the journey.Note 1. - For the purpose of calculating travelling allowance, a journey between two stations shall be deemed to be performed by the shortest or the cheapest of two or more practicable routes, whichever is less.Note 2. - If the usual place of residence of a member is outside Haryana, the travelling allowance shall be calculated as from and to the headquarters of the constituency from which he is elected. For the purpose of this note, Delhi shall be deemed to be within Haryana.Explanation. - For the purposes of this note, the phrase "headquarters of the constituency" shall be interpreted as under :-(a)in the case of a constituency comprising a part of a district it shall mean the place by which the constituency in question is known; and(b)in the case of a constituency consisting of parts of more than one district, it shall mean the headquarters of any one of such districts.Note 3. - When under the rules of the railway, return tickets are issued and the route of the return journey and the period within which it will be performed are covered by such rules, return tickets at reduced rates should always be purchased. The mileage allowance for the forward and the return journeys admissible under this rule, wherever such return tickets are available and are purchased or could have been purchased will be the actual cost of the return tickets plus the usual allowance admissible for incidental expenses each way. The Secretary shall be competent to decide whether a member should have known that he could return within the time allowed for return tickets and have taken a return ticket.

10. Intermediate Journeys.

- When a meeting of the Assembly or a committee is adjourned for two or more days, a member who leaves the place of meeting and returns to attend another meeting of the Assembly or a Committee, as the case may be, after the period of that break, may draw travelling allowance at the rate of -(i)single first class fare, if the two places are connected by rail; or(ii)[one rupee fifty paise] [Substituted by Haryana Notification No. 87-TA/Gnl/93/15 dated 12.3.1993.] per kilometre in other cases; to and from the place visited, subject to the maximum that would be admissible if such place were his usual place of residence. No travelling allowance shall be admissible for any journey

performed during a break of less than two days. Note. - Travelling allowance for intermediate journeys shall also be admissible on the completion of the business of one committee and the commencement of the business of another committee or the termination of the session of the Assembly and the commencement of the business of committee, or vice versa at the same place.

11. Termination of sessions or Completion of business.

- For the purposes of these rules, a session shall be deemed to have terminated of business completed on the day when the Assembly or committee is adjourned for four days or more in which case the travelling allowance of member shall be regulated under rule 9.

11A. [Compensatory allowance. [Rules 11A to 11D added by Haryana Notification No. 83-TA/GNL/97/140 dated 14.8.1997.]

- There shall be paid to each member, from the date on which he takes oath, a compensatory allowance at the rate of [five thousand rupees] per mensem :Provided that if a member is not entitled to compensatory allowance under sub-section (2) of section 3, he shall be paid an allowance at the rate of one hundred rupees for every meeting actually attended by him as such member unless he satisfies the Secretary of the Assembly that he was prevented by reason of ill-health or any other sufficient cause from attending the required number of meetings.

11B. Sumptuary allowance to the Leader of Opposition.

- The Leader of Opposition shall be paid a sumptuary allowance at the rate of [three thousand rupees] [Substituted Haryana Notification No. 83-TA/GNL/98/54 dated 11.8.1998.] per mensem.

11C. Constituency allowance to members.

- There shall be paid to each member a constituency allowance at the rate of four thousand rupees per mensem.

11D. Telephone allowance to members.

- A member shall be paid [six thousand rupees] [Substituted by Haryana Notification No. 83-TA/GNL/98/54 dated 11.8.1998.] per mensem in lieu of calls, whether local, trunk or otherwise, made by him on such telephone and an expenditure incurred by him on such calls, in excess to that amount shall not be liability of the State Government and shall be payable by the member.]

12. Forms of claim and mode of payment.

- Bills for compensatory constituency, travelling, halting and incidental allowances and charges in respect of the telephone facility shall be prepared in duplicate on the forms set out in Schedules I, II and III annexed to these rules, which shall be filled by the claimant and sent to the Secretary in

duplicate, one copy being stamped and receipted and the same will be returned to the member [duly countersigned by the Controlling Officer] [See Haryana Gazette Extra dated 14.1.1982, P.59.] for encashment. Payment will be made, at the option of the member either at the headquarters of the State Government or at district treasury or a sub- treasury (to be specified in the bill). The member may, at his option, endorse the bill in favour of his bankers for collecting and crediting the proceeds of the bill to his account :Provided that claims on account of travelling, halting and incident allowances of members for attending the meetings of committees appointed by the State Government shall be paid after pre-audit by the Accountant General, Haryana.

12A. [Forms for reimbursement of air/rail fare/hiring taxi charges/use of State car. etc. [Added by Haryana Notification No. 83-TA(GNL)-97/30 dated 21.7.1997.]

- Bills for reimbursement of the amount of air fare/rail fare/hiring of taxi charges/use of State car and on account of cost of petrol and diesel purchased for travel by own car shall be prepared in duplicate on the forms set out in Schedules V and VI respectively, annexed to these rules which shall be filled by claimant and sent to the Secretary, in duplicate, one copy being stamped and receipted. The Controlling Officer shall countersign the bills. The bills after counter signatures will be returned to the Member for encashment. Payment will be made at the option of the Member, either at headquarters of the State Government or District Treasury or a sub-Treasury (to be specified in the bill). The Member may at his option, endorse the bill in favour of his bankers for collecting and crediting the bill to his account.]

13. Time-barred claims.

(1)No claim on account of allowances of member not preferred within one year of its becoming due, shall be paid without pre-audit of the Accountant General, Haryana.(2)Claims on account of allowances of members which have been allowed to remain in abeyance for a period exceeding three years, shall not be pre- audited by the Accountant General, Haryana, except under sanction of the Speaker.

14. Rent for accommodation provided to members at Chandigarh.

- A member shall be charged for the accommodation in his capacity as such provided to him at Chandigarh at the rates specified in Schedule IV annexed to these rules.

15. [Recoveries of rent and other State dues. [Substituted by Haryana Notification No. 83- TA/GNL/97/130 dated 21.7.1997.]

- The rent and other State dues from a member in his capacity as such shall be paid by him either directly in cash or the same may be [deducted under the order of the Secretary] from his allowances and from his claims for reimbursement under clause (a) of sub-section (1) of section 7 of the Act.]

16. Repeal and savings.

- The Punjab Legislative Assembly (Allowances of Members) Rules, 1957, in their application to the State of Haryana, are hereby repealed.[Schedule I] [Substituted by Haryana Notification No. 83-TA(Gen.)-99-1 dated 9.2.2000.](Referred to in Rule 12)Non-PlanStateForm No. V.S. 6 (Loose)For use by members of the Haryana Legislative Assembly only.District of _____ Head of Service Chargeable _____ Major Head..2011.... Parliament/State/Union Territory Legislatures.Minor Head..02..State Legislatures..101..Legislative Assembly

103.

-Legislative Secretariat.Detailed Head _____ Salaries (Voted).Bill for payment of Compensatory, Sumptuary and Office Allowance to Shri _____ Member, Haryana Legislative Assembly for the month of _____ 20 _____

Rs.

P.

1. Compensatory Allowance

1. Received payment and certified that I have actually attendednot less than 90 per cent of the total number of meetings heldduring the month or I have satisfied the Secretary of the Assemblythat I was prevented from attending the required number ofmeetings by reason of ill-health or other sufficient cause.

2. Sumptuary Allowance

3. Office Allowance

Total claim

4. Deductions

(a) Motor Car Advance

2. Received payment and certified that I actually attended themetings for which allowance has been claimed

(b) House Building Advance

(c) Licence Fee-Flat

(d) Licence Fee-Servant Quarter

(e) Licence Fee-Motor Garage.

(f) Hostel Rent

(g) Telephone Charges Signature Stamp of Member, Haryana Legislative Assembly.

(h) Other deduction(s) _____

5. Total deduction _____

6. Net claim

Payment of this bill may be made to _____ Member, Haryana Legislative Assembly, Countersigned.

Rs. _____ Passed for Rupees _____

Date _____

Controlling Officer";

Form V.P 8 (Non-Plan)

II

(Referred to in Rule 12) For use by Members of the Haryana Legislative Assembly only

District of _____

Usual place of residence _____

Travelling/Halting/Incidental Allowance Bill of _____ Member, Haryana Legislative Assembly, for the month of _____, 197 .

Particulars of Journey
Departure
Railway Fare
Arrival

Station	Date	Hour	Station	Date	Hour	Kind of journey, road or rail	Class	Number of fare	Amount
1	2	3	4	5	6	7	8	9	10
									Rs. P.

Distance travelled by road for which mileage allowance is claimed	Number of days for which halting allowance is claimed	Number of days for which incidental allowance is claimed	Purpose of the journey	Remarks
11	12	13	14	15
			To attend meetings of Assembly/Committees.	

Railway fare (column 10) _____ miles by road at _____ Paise per mile (column 11) Halting allowance for _____ days at Rs. _____ per day Incidental allowance for _____ days at Rs. 5 per day Total Deduct rent due to Government for residential quarters Other deductions Total deductions Net Claim Countersigned Rupees _____ Dated _____	Rs. P. Received payment and certified that for the journey or period to which this claim relates no similar allowances have been drawn from any other Government or Quasi-Government source. Further certified that I actually attended all the meetings for which halting allowance has been charged - Signature Stamp of Member, Haryana Legislative Assembly. Payment of this bill may be made _____ Member, Haryana Legislative Assembly. Passed for rupees _____ _____ Controlling Officer,
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Please see instructions overleaf. Secretary, Haryana Legislative Assembly
 Please see Instructions below :- Instructions for preparing Travelling Allowance Bills

1. Journey of different kinds and journeys and halts should not be entered on the same line.

Objection Slip No. _____ T.A.S. Dated _____ 19 .

2. Dates of departure and arrival should be entered in columns 2 and 5, respectively, and hours in columns 3 and 6.

3. Number of miles travelled should be entered in all cases of journeys by road in column 11.

4. Fraction of a mile in the total of a bill for any one journey should not be charged for.

5. Name of the district and the usual place of residence should be entered in the place provided for the purpose.

N.B. - Ordinarily where a return journey is performed by member, audit will presume that it must have been performed on a return journey ticket in cases where under the rules of the Railway Company such ticket is allowed. In the case of journey in respect of which the controlling officer is satisfied that the member making the journey could not purchase a return ticket either because he could not expect to return within the time allowed on return tickets or because it was not possible for other reasons it will be necessary for the controlling officer to indicate for the facility of audit either on the back of travelling allowance bill at one place or preferably against the relevant journey in the bill that he is satisfied that in respect of the specific journey it was either not possible or not considered necessary in the interest of public service to purchase a return ticket.

Pay Rs. _____ Treasury Officer.

Dated _____ Accountant-General's Office, Haryana Objections
_____ Simla _____

Objection Slip No.T.A.S.	Dated ____ 19	ADMITTED DISALLOWED HELD UNDER OBJECTIONS, AWAITING CLEARANCE, AMOUNT LESS DRAWN	Amount
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Rs. _____ P. _____

Auditor _____ Examiner _____ Superintendent _____

[Schedule III](Referred to in rule 12)

Form No. V.S. 6 (loose) Non-Plan

State For use by Members of the Haryana Legislative Assembly only District of _____ Head of service chargeable _____.

Major Head 2011 - Parliament/State/Union Territory Legislature

02 - State Legislature.

Minor Head (101) - Legislative Assembly.

(103) - Legislative Secretariat.

Detailed Head Salary (Voted).

Bill of payment of Telephone and Constituency Allowance to Shri _____ Member, Haryana Legislative Assembly, for the Month of _____

Rs.

P.

1. Telephone Allowance (Telephone No.	"Received payment and certified that the telephone in respect of which the payment has been claimed in this bill continues to be installed
--	--

_____) at any permanent place of residence/other place
intimated to the Haryana Legislative Assembly
Secretariat."

2. Constituency

Allowance

Total claim

3. Deductions

(i) Motor Car

Advance

(ii) House Building

Advance

4. Total deductions

Signature

Stamp

of Member
Haryana
Legislative
Assembly.

5. Net claim

Payment of this bill may be made to _____ Member, Haryana Legislative
Assembly. Countersigned. Passed for Rs. _____ Dated _____ Controlling Officer"

IV

(Referred to in Rule 14)

(a) One Room in the Legislator's Hostel	... Per 24 hours or part thereof Two rupees and fifty paise and in addition fifty paise for water and electricity and fifty paise for local telephone calls Rs. 3 per day inclusive of water and electricity Per month	Per month
(b) One Room in the Legislator's Flats	...	Rs. 120 exclusive of water and electricity
(c) Legislator's Flat	... Rs. 6 per flat inclusive of water and electricity	
(d) Servants Quarters	Rs. 6.37
(e) Garage	Rs. 6.56

Note - A room in the Legislator's Flat will be allotted only in case of non-availability of accommodation in the Legislator's Hostel. [Schedule V] [Added by Haryana Notification No. 83-TA/GNL/97/130 dated 21.7.1997.] (Non-Plan/state) (See Rule 12-A) For use by Members of the Haryana Legislative Assembly only District of _____ Usual Place of Residence _____ Head of Service chargeable _____

Major Head :- 2011 - Parliament/State/Union Territory Legislatures-02-State Legislature.

Minor Head :- (101) Legislative Assembly.

(103) - Legislative Secretariat.

Detailed Head : Travel Expenses (Voted).

Claim for reimbursement under clause (a) of sub-section (1) of Section 7 of the Haryana Legislative Assembly (Allowances and Pension of Members) Act, 1975. (as amended up to date) Reimbursement Bill of _____ M.L.A. for the month of _____

_____ Particulars of journey

Departure Arrival

Station Date Station Date

1 2 3 4

5. Kind of journey (By Air/Railway/Taxi/State Car)

6. Particulars of Air Ticket/Railway/Taxi/State Car receipt attached to the bill.

7. Amount of Air/Railway fare/Taxi hiring charges/State Car charges under clause (a) of sub-section (1) of Section 7 of the Haryana Legislative Assembly (Allowances and Pension of Members) Act, 1975.

8. Amount of Bill

9. The amount already adjusted.

10. Total amount of column Nos. 8 and 9.

11. The total amount admissible under clause (a) of sub-section (1) of Section 7 of the Haryana Legislative Assembly (Allowances and Pension of Members) Act, 1975.

12. The remaining balance amount which can be availed of.

13. Remarks.

Rail/Air fare/Taxi hiring charges/State Car Charges Rs. P.

Total

Other Deductions

Total Deductions

Net Claim

Certified that I/my spouse/dependent child/children/my parents actually performed the journey(s) by Air/Rail/Taxi, State Car, for which reimbursement has been claimed under Clause (a) of sub-section (1) of section 7 of the Haryana Legislative Assembly (Allowances and Pension of Members) Act, 1975 and counter-foil(s) of Air ticket/Railway/Taxi/State Car receipt is/are enclosed. Further certified that my spouse/dependent child/children/parents who have actually

undertaken/journey is/are residing with me and are wholly dependent upon me.

Stamp

Signature of Member, Haryana Legislative Assembly. Payment of this Bill be made to _____
Member, Haryana Legislative Assembly.

Rupees _____ Countersigned, Passed for

Dated _____ Rupees _____

Controlling Officer

VI

(See Rule 12-A)(Non-Plan)For use by Members of the Haryana Legislative Assembly only. District of _____ Usual place of residence _____ Head of Service chargeable _____

Major Head : 2011 - Parliament/State/Union Territory Legislatures - 02 -State Legislature.

Minor Head : (101) Legislature Assembly
(103) Legislative Secretariat.

Detailed Head : Travel Expenses (Voted)

Claim for reimbursement under the clause (a) of sub-section (1) of section 7 of the Haryana Legislative Assembly (Allowances and Pension of Members) Act, 1975, as amended from time to time. Claim of _____ M.L.A.No. of Registration of own Motor-Car _____ For the month of _____ Particulars of Cash Receipt(s) _____

1. Cash Receipt No.(s)

2. Date(s) _____

3. Name as mentioned in the receipt _____

4. Quantity of Petrol/Diesel purchased _____

5. Cost of Petrol/Diesel _____

6. Number of Licensed Diesel with full address _____

Amount admissible under clause (a) of sub-section (1) of section 7 of the Haryana Legislative Assembly (Allowances and Pension of Members) Act, 1975	Amount already adjusted	Balance available	Amount of the bill	Balance available after payment of the Bill.
1	2	3	4	5
Total			Rs. P.	

Other deductions _____

Total deductions _____

Net Claim _____

Certified that I/my spouse/dependent child/children/parents who have actually undertaken journey and is/are residing with me and is/are wholly dependent upon me, has/have, purchased Petrol/Diesel for propulsion for travel by my own Car No. _____ for which reimbursement has been claimed.

Stamp

Signature of Member, Haryana Legislative Assembly. Payment of this Bill be made to _____ Member, Haryana Legislative Assembly.

Rupees _____ Countersigned Passed for

Dated _____ Rupees _____

Controlling Officer.