

The Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975

HARYANA

India

The Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975

Act 3 of 1975

- Published on 19 January 1975
- Commenced on 19 January 1975
- [This is the version of this document from 19 January 1975.]
- [Note: The original publication document is not available and this content could not be verified.]

The Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975 Haryana Act No. 3 of 1975. Statement of Objects and Reasons - Haryana Act No. 3 of 1975 - The Punjab Legislative Assembly Speaker's and Deputy Speaker's Salaries Act, 1937 is an old Act of composite Punjab State which provides for the Salaries of the Speaker and the Deputy Speaker of the Legislative Assembly. It has now been deemed expedient to re-enact the measure in its application to the State of Haryana. In the original Act, there was a provision for allowance in lieu of residence in case of Deputy Speaker only. A provision has now been made to the effect that the Speaker shall be paid an allowance not exceeding three hundred rupees per mensem in lieu of furnished residence. A provision has also been made to the effect that the Government may advance by way of loan a sum not exceeding twenty six thousand rupees to the Speaker or the Deputy Speaker for the purchase of motor car. Published vide Haryana Gazette Extra. Supplement Part III dated 27.12.1974, Page 1829. Statement of Objects and Reasons - Haryana Act No. 17 of 1998 - Under section 3 of the Haryana Legislative Assembly Speaker's and the Deputy Speaker's Salaries and Allowances Act, 1975, the Speaker and Deputy Speaker is entitled to a salary of eight thousand rupees per mensem. Keeping in view the rise in cost of living, it is proposed to enhance the salary of the Speaker and Deputy Speaker to that of rupees eleven thousand per mensem. Published vide Haryana Government Gazette (Extra.) dated July 25, 1998, page 1238. Statement of Objects and Reasons - Haryana Act No. 3 of 1993 - The present rates of salary for the Speaker and Deputy Speaker of the Haryana Vidhan Sabha were fixed in the year 1988. In view of the manifold rise in prices, an upward revision is called for. It is proposed to enhance the salary of Speaker and Deputy Speaker of the Haryana Vidhan Sabha by rupees one thousand per mensem. Accordingly, it is considered necessary to make the proposed amendment in the Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975. Published vide Haryana Government Gazette (Extra.), dated December 22, 1992, page 2634. Statement of Objects and Reasons. Haryana Act No. 14 of 1988 - The present rates of salary for the Speaker and the Deputy

Speaker were fixed more than ten years ago and in view of the step rise in price, an upward revision is called for. It is also proposed to provide for giving a sumptuary allowance to them. Accordingly it is considered necessary to make the proposed amendment in the Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975. Published vide Haryana Government Gazette (Extra.) dated March 24, 1988, page 416. Statement of Objects and Reasons. Haryana Act No. 14 of 1997 - Under section 3 of the Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975, the Speaker and the Deputy Speaker is entitled to a salary of four thousand rupees per mensem and sumptuary allowance of five hundred rupees per mensem. Keeping in view the rise in the cost of living it is proposed to raise the salary of Speaker and Deputy Speaker to eight thousand per mensem. 2. Under section 4, in lieu of Government residence the Speaker and the Deputy Speaker are entitled to be paid an allowance not exceeding rupees three hundred per mensem as the State Government may determine. 3. Under section 5, in lieu of State car the Speaker and the Deputy Speaker are entitled to be paid a conveyance allowance at the rate of three thousand and six hundred rupees a year. 4. It has been felt that whenever any proposal regarding amendment of allowances etc. of the Speaker and the Deputy Speaker is to be considered then amendment in the relevant Act is to be made. This entails a lengthy procedure and takes a lot of time. In order to expedite the process, it is proposed to regulate the sumptuary allowance, allowance in lieu of Government residence and conveyance allowance in lieu of State car, by rules framed by the State Government under section 8 of the Act. Published vide Haryana Government Gazette (Extra.) dated July 22, 1997, page 1735. Received the assent of the Governor of Haryana on the 19th January, 1975 and was first published in the Haryana Government Gazette (Extraordinary) Legislative Supplement Part I of 22nd January, 1975. An Act to provide for the salaries and allowances of the Speaker and the Deputy Speaker of the Haryana Legislative Assembly. Be it enacted by the Legislature of the State of Haryana in the Twenty- fifth year of the Republic of India, as follows :-

1. Short title.

- This Act may be called the Haryana Legislative Assembly Speaker's and Deputy Speaker's Salaries and Allowances Act, 1975.

2. Definitions.

- In this Act, unless there is anything repugnant in the subject or context, -(a)"Deputy Speaker" means the Deputy Speaker of the Haryana Legislative Assembly;(b)"Government" means the Government of the State of Haryana;(c)"maintenance" in relation to a residence shall include the payment of local rates and taxes, and charges for electricity and water;(d)"prescribed" means prescribed by rules made under this Act;(e)"residence" includes the staff quarters and other buildings appurtenant thereto, and the garden thereof; and(f)"Speaker" means the Speaker of the Haryana Legislative Assembly.

3. [Salaries and sumptuary allowance. [Substituted by Haryana Act No. 14 of 1997.]

(1) There shall be paid to the Speaker and the Deputy Speaker, a salary of [sixty thousand rupees] per mensem. (2) There shall be paid a sumptuary allowance to the speaker and Deputy speaker at the rates as may be prescribed.]

4. Residence.

(1) The Speaker and the Deputy Speaker shall be entitled, without payment of rent, to the use of a furnished residence throughout their term of office and for a period of fifteen days immediately thereafter. The maintenance charges of such residence shall be borne by the Government. (2) [The Government shall pay in lieu of such residence [such allowance as may be prescribed]. [Substituted by Haryana Act No. 3 of 1993.]

5. Conveyance.

- The Speaker and the Deputy Speaker shall be paid a [conveyance allowance at the rate as may be prescribed] [Substituted by Haryana Act No. 14 of 1977.] or, in lieu thereof, a car the expenses on the maintenance and propulsion of which shall be borne by the Government :

5A. [Expense to maintain office in constituency/District. [Inserted by Haryana Act No. 17 of 1998.]

- The Speaker and Deputy Speaker shall be paid an allowance at the rate of [twenty thousand rupees] per mensem or as may be prescribed on account of expenses on the maintenance of office in his constituency/District.][-] [Proviso omitted by Haryana Act No. 14 of 1997.]

6. Liability to pay income-tax.

- The Speaker's and the Deputy Speaker's salaries and allowances referred to in this Act shall be exclusive of the tax payable in respect thereof under any law relating to income-tax for the time being in force, and such tax shall be borne by the State Government. Explanation. - For the purpose of this section, the [salary and allowances received by the Speaker or the Deputy Speaker and the allowances received by him as a Member of the Haryana Legislative Assembly] [Substituted for the words 'salary and allowances received by the Speaker or the Deputy Speaker' by Haryana Act No. 23 of 1976.] during any financial year shall be deemed to be his only income for that year.

7.

[-] [Omitted by Haryana Act No. 9 of 1987.]

8. Power to make rules.

(1)The State Government may make rules for carrying out the purposes of this Act :Provided that any rules relating to any matter to which this Act relates and which were in force immediately before the commencement of this Act, shall, in so far as they are not inconsistent with the provisions of this Act, and until rules are framed under this Act in respect of such matter, be deemed to be made under this Act.(2)Every rule make under this section shall be laid as soon as may be after it is made before the House of the State Legislature while it is in session for a total period of ten days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session in which it is so laid or the successive sessions aforesaid, the House agrees in making any modification in the rule or the House agrees that the rule should not be made, the rules shall thereafter have effect only in such modified form or be of no effect, as the case may be; so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

9. Repeal.

- The Punjab Legislative Assembly Speaker's and Deputy Speaker's Salaries Act, 1937 (Punjab Act 3 of 1937), in its application to the State of Haryana, is hereby repealed.