

# **The Orissa Grama Panchayats State Finance Commission Rules, 1992**

ODISHA

India

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### **Rule**

### **THE-ORISSA-GRAMA-PANCHAYATS-STATE-FINANCE-COMMISSION- of 1992**

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The Orissa Grama Panchayats State Finance Commission Rules, 1992 Published vide Notification Orissa Gazette Extraordinary No. 1696/21.12.1992-SRO No. 1414/92/16.12.1994 S.R.O. 1414/92. - Whereas the draft of the Orissa Grama Panchayats State Finance Commission Rules, 1992 was published as required by Sub-section (1) of Section 150 of the Orissa Grama Panchayats Act, 1964 (Orissa Act 1 of 1965), in an extraordinary issue of the Orissa Gazette No. 1399, dated the 17th October, 1992 under the notification of the Government of Orissa in the Panchayati Raj (Grama Panchayat Department No. 18850/G.P., dated the 16th October, 1992 as S.R.O. No. 1188 of 1992, inviting objections and suggestions from all persons likely to be affected thereby till the expiry of a period of fifteen days from the date of publication of the said Notification in the Orissa Gazette; And Whereas, no objection or suggestion has been received by the State Government within the period so specified; Now, Therefore, in exercise of the powers conferred by Sub-section (3) of Section 100-A read with Sub-section (1) of Section 150 of the said Act, the State Government do hereby make the following rules, namely :

#### **1. Short title and commencement.**

(1) These rules may be called the Orissa Grama Panchayats State Finance Commission Rules, 1992. (2) They shall come into force on the day of their publication in the Orissa Gazette.

## **2. Definitions.**

(1) In these rules, unless the context otherwise requires—(a) "Act" means Orissa Grama Panchayats Act, 1964; (b) "Block" means the Block constituted under Section 15 of the Orissa Panchayat Samiti Act, 1959; (c) "clear days" includes Sundays and holidays but not the date of the meeting or the day of the issue of the notice; (d) "Commission" means the State Finance Commission constituted under Section 100-A of the Orissa Grama Panchayats Act, 1964; (e) "Chairman" means the Chairman of the Commission; (f) "Government" means the Government of Orissa; (g) "grants" means grants released by the State Government or the Government of India; (h) "loans" means loan made, taken or raised under the Act; (i) "Panchayati Raj Institution" means the Grama Panchayats, Panchayat Samitis and Zilla Parishads constituted under the Orissa Grama Panchayats Act, 1964, Orissa Panchayat Samiti Act, 1959 and Orissa Zilla Parishad Act, 1991 respectively; and (j) "subsidy" means subsidy released by the Government to the Panchayati Raj Institutions for maintenance. (2) Words and expressions used but not defined in these rules shall have respective meanings assigned to them in the Act.

## **3. Members of the Commission, Chairman of the Commission.**

(1) The Commission shall consist of five members including the Chairman. (2) One of the members shall be appointed as the Chairman of the Commission. (3) The office of the Chairman and of the members of the Commission shall be honorary : Provided that the Chairman and the members may be paid such honorarium as the Government may, from time to time, decide. (4) The Chairman and members of the Commission shall draw travelling allowance at such rate as the Government may, from time to time, decide.

## **4. Tenure of Commission.**

- The tenure of the Commission shall be five years from the date of its constitution.

## **5. Functions of Commission.**

(1) The Commission, after reviewing the day to day income and expenditure of the Panchayati Raj Institutions, shall make necessary recommendation to the State Government regarding—(a) the pattern of the assistance required from the Government for the Panchayati Raj Institutions; (b) the principles that should govern the grant-in-aid from the Government to the Panchayati Raj Institutions; (c) measures directed towards maintaining a sound financial position of the Panchayati Raj Institutions including the power to raise/impose taxes and fees; and (d) other matters for the purpose of laying a sound financial base for the Panchayati Raj Institutions to enable them to discharge their powers and functions effectively. (2) In order to facilitate reviewing to financial position of the Panchayati Raj Institutions by the Commission, the Director of Grama Panchayats shall produce or cause to be produced such records as the Commission may from time to time require.

## **6. Convenor of the meeting.**

- Secretary to Government, Panchayati Raj Department shall be the ex officio Secretary to the Commission and shall convene the meeting of the Commission in consultation with the Chairman.

## **7. Submission of report.**

- The Commission shall submit its report from time to time to the Government.

## **8. Resignation of Chairman/member.**

- The Chairman or any member of the Commission may resign his office by submitting letter of resignation to the Government.

## **9. Filling up casual vacancy.**

- A casual vacancy in the office of the Chairman or member may be filled up by fresh appointment and the Chairman or the member so appointed shall hold office for the remaining period of the tenure of the Commission.

## **10. Meeting of the Commission and transaction procedure.**

- The Commission shall meet at such time and place and shall observe such procedures in regard to transaction of its business as it may decide.

## **11. Dissolution of the Commission.**

- Notwithstanding anything contained in these rules, the State Government may dissolve the Commission before expiry of its term for reasons to be recorded in writing and may reconstitute it.