



To
The State Election Officers.

Rc.No.329/2013/CE.5

Dated:19.03.2013

Sir,

Sub : Election – Conduct of Elections of the Members to the Boards and Office Bearers of Cooperative Societies, in the State - Preparation of voters list and publications by Electoral Officer – Regarding.

Representations and petitions are being received from the members of Cooperatives and general public either directly from them or through their advocates.

In majority of such cases, the contents -interalia- relate to the procedure followed in the matter and manner of admission and removal of members and which comes under the purview of the statutory function assigned to the Electoral Officer, such as preparing, receiving objections, correcting and finally publishing the corrected voters list.

As the voters list is the most important and vital document, on the basis of which the entire election process is built up, the Electoral Officers should be properly equipped, guided and suitably instructed to handle such situations, to execute the statutory functions assigned to them effectively, efficiently and strictly according to the provisions of the act and rules without any commission, omission, fear or favour.

Relevant extract of the provision relating to the publication of voters list enclosed for ready reference.

The State Election Officers are therefore requested to act immediately, to bring home these points to the Electoral Officers, taking into consideration the fast approaching dates fixed for this process.

The action taken should be informed to Election Commission urgently.

**(Sd./-)M.R. Mohan
Commissioner**

Copy to:

The Secretary to Government,
Cooperation, Food and Consumer
Protection Department,
Secretariat, Chennai – 9.

TAMILNADU STATE CO-OPERATIVE SOCIETEIS ELECTION COMMISSION

Extract of Rule 52(7) and (7)(a) of the TNCS Rules, 1988, relating to voters list

(Vide Commissioner's letter Rc.329/2013/CE5>Date 19.03.2013)

(7)(a) On receipt of the election programme, the society shall immediately prepare a list of members who, on the date thirty days prior to the date of poll, were qualified in accordance with the provisions of the Act and Rules to vote at the election. If different constituencies are provided in the rules or by-laws, such member's list shall be prepared constituency wise. The list shall be prepared in vernacular. The names of the members in each part of the member's list shall be arranged according to member's admission numbers as entered in the admission book.

(b) The member's list shall contain.-

(i) in the case of an individual member, the name, the surname (if any), the admission number, father's or husband's name and address of the members as entered and available in the admission register and the name of the constituency, if any, to which he belongs; and

(ii) In the case of an affiliated society, the name of the society, its registration number, address and admission number, together with the name of the delegate and the date of expiry of the current term of the delegate.

(c) The society shall send three copies of the member's list to the Electoral Officer at least fifteen clear days prior to the date of poll.

(d) The Electoral Office shall verify the member's list sent by the society with reference to the available records and prepare a list of members who on the date thirty days prior to the date of poll were qualified in accordance with the provisions of the Act and Rules to vote at election (herein after called the voters' list). The voters' list shall be prepared in vernacular. The names of the members in each part of the voters' list shall be arranged according to member's admission number as entered in the admission book.

(e) The voters' list shall contain-

(i) In the case of an individual member, the name, the surname (if any) the admission number, father's or husband's name and address of the member as entered and available in the admission register and the name of the constituency (if any), to which he belong; and

(ii) in the case of an affiliated society, the name of the society, its registration number, address and admission number, together with the name of the delegate and the date of expiry of the current term of the delegate.

(f) The Electoral Officer shall publish the voters list on the notice board at the office of the society not less than ten clear days prior to the date of poll requiring the members to

make their claims or raise their objections, if any, by a petition setting out the grounds on which the claim is based or the objection is raised, as the case may be, and present if to the Electoral Officer within two days of such publication.

(g) The Electoral Officer shall decide in writing the claims made or objections raised, if any, to the voters' list, after making such enquiry as he considers necessary and make such corrections as may be deemed necessary and shall publish in the notice board at the office of the society or at such other places as he may consider necessary such corrections at least two days prior to the date fixed for filling of nomination. For the purpose of deciding the claims or objection, the Electoral Officer shall have free access to verify the accounts, books, records and documents belonging to or in the custody of the society.

(h) If any society fails to prepare and send the member's list within the time specified in clause (c), the Electoral Officer shall himself or through any person, authorised by him in this behalf, prepare the voters' list and the society shall pay the expenses therefore. In such cases, the Electoral Officer shall also publish the voters list in the notice board at the office of the society atleast seven clear days prior to the date of poll requiring the members to make their claims or raise their objections, if any, by a petition setting out the grounds on which the claim is based or the objection is raised, as the case may be, presented to the Electoral Officer within one day of such publication. The provisions in clause(g) shall apply with the modification that the correction so made shall be published in the notice board at the office of the society or at such other place as he may specify, at least on the date prior to the date fixed for filling of nomination.

(7-A) Notwithstanding anything contained in the Rules or the by-laws, in the case a central society or an apex society where there is only society member and no individual member, for the election of members of the board to fill up the seats reserved for Scheduled Castes and Scheduled Tribes or Women, **the central society or the apex society concerned shall prepare a list of members of the boards of societies affiliated to it and belonging to Scheduled Castes and Scheduled Tribes of Women respectively and who were qualified in accordance with the provisions of the act and the Rules for being elected as a member of the board of such central or apex society, as the case may be, and send three copies of such lists to the Election Officer concerned at least ten days prior to the date of poll.**