

CHAPTER IV.

**MUNICIPAL OFFICERS AND SERVANTS—THEIR APPOINTMENT AND
CONDITIONS OF SERVICE.**

*City Engineer, Medical Officer of Health, Municipal Chief Auditor,
Municipal Secretary, Deputy Municipal Commissioner and Assistant
Municipal Commissioner.*

Appointment of City
Engineering, etc.

45. (1) The Corporation shall from time to time appoint fit persons to be City Engineer, Medical Officer of Health, Municipal Chief Auditor and Municipal Secretary.

¹[(2) The Corporation may from time to time with the approval of the State Government create as many appointments as it considers necessary of the Deputy Municipal Commissioner, an Assistant Municipal Commissioner or such other officers. The State Government may appoint a fit person or person to be the Deputy Municipal Commissioner or the Assistant Municipal Commissioner or such other officer.]

(3) An officer appointed under this section shall have such qualifications as may be prescribed under the rules and shall receive such monthly salary and allowances as the Corporation may with the approval of the ²[State] Government from time to time fix:

Provided that the salary of no officer shall be altered to his disadvantage during his period of office.

(4) Every appointment made under this section excepting an appointment of ³[a Municipal Secretary a Deputy Municipal Commissioner or an Assistant Municipal Commissioner] shall be subject to confirmation by the ²[State] Government and any officer whose appointment the ²[State] Government refuses to confirm shall be removed from office forthwith.

(5) On the occurrence of a vacancy in any office specified in ⁴[sub-section (1)] an appointment shall be made thereto by the Corporation within four months from the date on which the vacancy occurred or, in the event of the removal of an officer under sub-section (4), within thirty days of the receipt by the Corporation of the order of the ²[State] Government.

(6) In default of an appointment being made by the Corporation under sub-section (5), the ²[State] Government may appoint a fit person to fill the vacancy and such appointment shall for all purposes be deemed to have been made by the Corporation.

(7) Pending the settlement of an appointment under sub-section (1) or sub-section (5), the Corporation may appoint a person to fill the vacancy temporarily and may direct that the person so appointed shall receive such monthly salary and allowances not exceeding the maximum fixed under sub-section (3) for the time being as it thinks fit:

Provided that no such appointment shall extend beyond or be made after a lapse of six months from the date on which the vacancy occurs.

Powers and duties
of City Engineer
and Medical Officer
of Health.

46. The City Engineer and the Medical Officer of Health shall perform such duties as they are directed by or under this Act to perform and such other duties as may be required of them by the Commissioner.

Powers and duties
of Municipal Chief
Auditor.

47. (1) The Municipal Chief Auditor shall—

(a) perform such duties as he is directed by or under this Act to perform and
such other duties with regard to the audit of the accounts of the Municipal Fund

1. Sub-section (2) was substituted by Guj. 17 of 2017, s. 6 (i).

2. This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

3. These words were inserted by Guj. 17 of 2017, s. 6 (ii).

4. These words, brackets and figure were substituted for the words "this section" by Guj. 17 of 2017, s. 6 (iii).