

GOVERNMENT OF PUDUCHERRY
ABSTRACT

Conduct of Election to the Municipal Councils – The Puducherry Municipal Councils (Conduct of Election of Councillors) Third Amendment Rules, 2021 – Amendment Notification – Orders – Issued.

LOCAL ADMINISTRATION SECRETARIAT

G.O.Ms.No.42/LAS/2021

Puducherry, dated 24.09.2021

ORDER:

The following Notification shall be published in the Official Gazette of the Government of Puducherry, immediately:-

N O T I F I C A T I O N

In exercise of the powers conferred under clause (r) of sub-section (2) of section 65 of the Puducherry Municipalities Act, 1973 (No. 9 of 1973) and of all other powers enabling her in this behalf the Lieutenant-Governor, Puducherry is hereby pleased to make the following amendments to the Puducherry Municipal Councils (Conduct of Election of Councillors) Rules, 1974 notified vide G.O. Ms. No. 210, dated the 14th December, 1974 of the Local Administration Department, Government of Puducherry namely:-

1. *Short title, extent and commencement.*— (1) These rules may be called the Puducherry Municipal Councils (Conduct of Election of Councillors) Third Amendment Rules, 2021.

(2) They shall extend to the whole of the Union territory of Puducherry.

(3) They shall come into force with immediate effect.

2. *Amendment of rule 4.*— In the Puducherry Municipal Councils (Conduct of Election of Councillors) Rules, 1974, (hereinafter referred to as "the said rules") in rule 4, after the sub-rule (6), the following sub-rule shall be inserted, namely:-

"(7) The Returning Officer shall submit the report to the Commission on the day of Polling as prescribed in Form-22F."

3. *Amendment of rule 6.*— In the said rules, in rule 6, the following shall be amended, namely:-

(a) Title of the Rule 6 shall be substituted as follows:-

"Appointment of Presiding Officer, Polling Officer and Micro Observer and their general duties:-"

(b) In rule 6, after clause (b) of sub-rule (4), the following shall be inserted, namely:-

"(5) The Presiding Officer at the time of polling shall

- (a) maintain Presiding Officer's Diary of important events happen throughout the polling day;*
- (b) prepare Presiding Officer's Additional Report to be submitted to Observer / Returning Officer;*
- (c) read and sign the declaration forms given in Part I, II, III & IV; and*
- (d) sign the Mock Poll Certificate and it shall be handed over to the Returning Officer after completion of the Polling.*

(6) *It shall be the duty of the District Election Officer to appoint micro-observer, and for which he shall obtain the list of Gazetted Officers/ Officials of Government of India in the Union Territory who shall be eligible to be deployed as micro-observer. In case, Gazetted Officers are not sufficient in number, Group 'B' Gazetted / Non Gazetted Officers/Officials of Government of Puducherry shall be utilized for this purpose and the micro observer shall submit the report as prescribed in the Annexure 12.16"*

4. *Amendment of rule 11.—* In the said rules, in rule 11, after the sub-rule (7), the following shall be inserted, namely:-

"(8) Every candidate shall submit Appendix I to Appendix IV alongwith the nomination form before the Returning Officer."

5. *Amendment of rule 49B.—* In the said rules, in rule 49B, after clause (b) of sub-rule (4), the following shall be inserted, namely:-

"(c) maintain the register for preparation of electronic Voting Machines and register for sealing of Balloting Unit of Electronic Voting Machine using Pink Paper seal as prescribed in the Annexures 12.14 and 12.15, respectively."

6. *Amendment of rule 49C.—* In the said rules, in rule 49C, after sub-rule (4), the following shall be inserted, namely:-

"(5) A lay out shall be strictly followed where the Electronic Voting Machines are used as prescribed in the Annexures 12.17 and 12.17(a)."

7. *Amendment of rule 49I.—* In the said rules, in rule 49I, after clause (c) of sub-rule (2), the following shall be inserted, namely:-

"(3) The Returning Officer shall maintain register of Postal Ballot Papers issued to Persons Drafted for Election Duty as prescribed in Form-13D."

8. *Amendment of rule 49L.—* In the said rules, in the rule 49L, after clause (c) of sub-rule (1), the following shall be inserted, namely:-

"(d) The Polling Officer 2 shall issue a Voter's Slip with the electoral details to the elector with his signature, after getting the signature of the elector in the register of voters."

9. *Amendment of Form 22A in rule 49S.—* In the said rules, in Form 22A appended to Rule 49S, after words "Machine used at the Polling station balloting unit (Sl. No.)", the following shall be inserted in the said form, namely:-

"Identification Number of Voting Machines used at the Polling station:

Control Unit:


Detachable Memory Module (DMM):

Balloting Unit:"

10. *Amendment of rule 58C.*— In the said rules, in rule 58C, after clause (C) of sub-rule (2), the following shall be inserted, namely:-

- "(3) *A Lay out shall be strictly followed in Counting Hall as prescribed in Annexure 13.4A.*
- (4) *If any discrepancy arises in and during the course of counting of votes,*
- (i) *Action to be taken in case of malfunctioning of Electronic Voting machines during counting of votes as prescribed in Form-22B.*
- (ii) *Report on discrepancy in total votes in the Control Unit whose CLOSE button was not pressed by the Presiding Officer at the end of poll and as mentioned in Form 22A and as prescribed under Form-22C.*
- (iii) *Report on getting result data from Control Unit whose CLOSE button was not pressed by the Presiding Officer at the end of Poll as prescribed in Form-22D.*
- (iv) *Shall prepare tabulation of round wise Trend's sheet as prescribed under Form-22E."*

// BY ORDER OF THE LIEUTENANT-GOVERNOR //


(GIDDI BALARAM)

UNDER SECRETARY TO GOVERNMENT (LA)

To

The Director,
Stationery and Printing,
Puducherry.

} With a request to publish the above Notification in the Official Gazette, immediately and to supply 50 copies thereof to this Secretariat.

Copy to:

1. The Director, Local Administration Department, Puducherry.
2. The State Election Commissioner, Puducherry. (2 copies)
3. The Deputy Director (Municipal Administration), Local Administration Department, Puducherry.
4. The Deputy Director (Local Administration), Karaikal.
5. The Commissioners of all the Municipalities (Through the Designated Officer concerned).
6. The Programmer, EDP Section, Local Administration Department, Puducherry -- with instructions to host this Notification in the Official Website of Local Administration Department.
7. The Central Record Branch, Chief Secretariat, Puducherry.
8. Spare copy / File.