

GOVERNMENT OF PUDUCHERRY
ABSTRACT

Conduct of Election to the Village Panchayats and Commune Panchayat Councils – The Puducherry Village and Commune Panchayats (Conduct of Election of Members of Commune Panchayat Councils and Presidents and Members of Village Panchayats) Third Amendment Rules, 2021 – Notification – Orders – Issued.

LOCAL ADMINISTRATION SECRETARIAT

G.O.Ms.No.43/LAS/2021

Puducherry, dated 24.09.2021

ORDER:

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

NOTIFICATION

In exercise of the powers conferred under clause (d) of sub-section (2) of section 38 of the Puducherry Village and Commune Panchayats Act, 1973 (No. 10 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 Village and Commune Panchayats (Conduct of Election of Members of Commune Panchayat Councils and Presidents and Members of Village Panchayats) Rules, 1978, namely:-

1. *Short title, extent and commencement.*— (1) These rules may be called the Puducherry Village and Commune Panchayats (Conduct of Election of Members of Commune Panchayat Councils and Presidents and Members of Village Panchayats) 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 5.*— In the Puducherry Village and Commune Panchayats (Conduct of Election of Members of Commune Panchayat Councils and Presidents and Members of Village Panchayats) Rules, 1978 (hereinafter referred to as the said rules), in rule 5, after sub-rule (3), the following sub-rule may be inserted, namely:-

"(4) The Returning Officer shall submit the report to the Commission on the day of Polling as prescribed in Form-15G."

3. *Amendment of rule 8.* — In the said rules, in rule 8, the following shall be amended, namely:-

(i) Title of the rule 8 shall be substituted as follows:-

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

(ii) In rule 8, after clause (b) of sub-rule (4), the following shall be inserted, namely:-

.....2/-

"(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 clause (c) of sub-rule (6), the following sub-rule shall be inserted, namely:-

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

5. *Amendment of rule 35B.—* In the said rules, in rule 35B, after the clause (b) of sub-rule (4), the following clause 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 35C.—* In the said rules, in rule 35C, after sub-rule (4), the following sub-rule 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 35I.—* In the said rules, in rule 35I, after clause (c) of sub-rule (2), the following sub-rule 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-13F."

8. *Amendment of rule 35L.—* In the said rules, in rule 35L after the clause (c) of sub-rule (1) of rule 35L, the following clause 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-15B in rule 35S.*— In the said rules in Form 15-B appended to rule 35S after words " Machine used at the Polling Station balloting Unit (SI.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 41C.*— In the said rules, in rule 41C, 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,

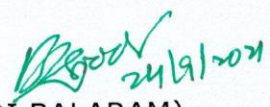
(i) Action to be taken in case of malfunctioning of Electronic Voting Machines during counting of votes as prescribed in Form 15C.

(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 15B is prescribed under Form 15D.

(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 15E.

(iv) Shall prepare tabulation of round wise Trend's sheet as prescribed under Form 15F."

// 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 (Rural Development), Local Administration Department, Puducherry.
4. The Deputy Director (Local Administration), Karaikal.
5. The Commissioners of all the Commune Panchayats (Through the Designated Officer concerned).
6. The Executive Officers of all the Village Panchayats (Through the Designated Officer concerned).
7. The Programmer, EDP Section, Local Administration Department, Puducherry -- with instructions to host this Notification in the Official Website of Local Administration Department.
8. The Central Record Branch, Chief Secretariat, Puducherry.
9. Spare copy / File.