



KERALA GAZETTE

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EXTRAORDINARY

അസാധാരണം

PUBLISHED BY AUTHORITY

ആധികാരികമായി പ്രസിദ്ധപ്പെടുത്തുന്നത്

Vol. II	Thiruvananthapuram,	23rd October 2013	No. } 3025
വാല്യം 2 }	Wednesday	2013 ഒക്ടോബർ 23	
	തിരുവനന്തപുരം,	1st Karthika 1935	
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GOVERNMENT OF KERALA

Parliamentary Affairs (A) Department

NOTIFICATION

G O. (P) No. 11/2013/PAD.

Dated, Thiruvananthapuram, 11th October, 2013.

S. R. O. No. 844/2013.—In exercise of the powers conferred by Section 8C of the Payment of Salaries and Allowances Act, 1951 (Act XIV of 1951), the Government of Kerala hereby make the following rules, namely:—

RULES

1. *Short title and commencement.*—(1) These rules may be called the Members of the Kerala Legislative Assembly (Reimbursement of Amount Incurred for the Purchase of Books) Rules, 2013.

(2) They shall be deemed to have come into force on the 28th day of February, 2013.

2. *Definitions.*—(1) In these rules, unless the context otherwise requires,—

(a) 'Act' means the Payment of Salaries and Allowances Act, 1951 (Act XIV of 1951);

(b) 'Book' means any publication written, compiled or edited by one or more persons and published by an authorised publisher, intended for sale, duly affixing their name, address and the selling price on it;

(c) 'Form' means the form appended to these rules;

(d) 'Government' means the Government of Kerala;

(e) 'Member' means every member of the Kerala Legislative Assembly who is entitled to reimbursement under section 8C of the Act;

(f) 'Year' means a financial year starting with the first day of April of every year and ends with the 31st day of March of the succeeding year.

(2) the words and expressions used in the Act and not defined in the rules shall have the meaning assigned to them in the Act.

3. *Admissibility of reimbursement.*— A Member may, subject to the rules hereinafter specified, be eligible for the reimbursement of an actual amount incurred by him, in connection with the purchase of books subject to a maximum of rupees fifteen thousand only every year.

4. *Conditions for reimbursement.*—Every Member is entitled to reimbursement subject to the maximum amount permissible under rule 3, and subject to the following conditions, namely:—

(i) the claim of reimbursement shall be limited to the actual amount paid by the Member after deducting the discount or any other pre-publication deduction in price of books offered by the publisher or dealer or an authorised agent or the seller of the books;

(ii) the reimbursement pertaining to a particular year may be permitted to be made in lump or in different occasions, but shall not exceed three times in that year;

(iii) the reimbursement procedure pertaining to each year shall as far as possible, be completed before the end of that year;

(iv) in case where the reimbursement pertaining to an year could not be completed in that year, the balance amount or the whole amount thereon may be permitted to be reimbursed in the succeeding year in part or in lump, as the case may be, but in no case after 9 months of the completion of the year.

Explanation.—For the purposes of these Rules, a period of six months and above, shall be treated as one year and a period below six months shall be ignored.

5. *Procedure for reimbursement.*— (1) Every Member who desires to reimburse the amount incurred by him for the purchase of books shall apply for the reimbursement of the amount in the Form-A Appended to these Rules.

(2) The application referred to in sub-rule (1) shall be accompanied by the cash receipts or vouchers in original duly signed by the concerned publisher or dealer or an authorised agent or seller of the books evidencing payment.

(3) The declaration on the application shall be signed by the Member who applied for the reimbursement.

(4) The application and the enclosures thereon shall be furnished in duplicate.

6. *Sanctioning Authority.*— (1) An application under these rules by the Chief Minister or a Minister or the Leader of Opposition or the Government Chief Whip shall be furnished to the Secretary, General Administration Department and an application by the Speaker or the Deputy Speaker or a Member other than those mentioned above shall be furnished to the Secretary, Kerala Legislative Assembly.

(2) On receipt of an application for reimbursement, the Secretary, General Administration Department or the Secretary, Kerala Legislative Assembly, as the case may be, shall verify the facts stated in the application with reference to the enclosures and the records available, and may issue orders sanctioning the admissible amount.

7. *Drawal of the amount.*— The amount sanctioned for reimbursement may be drawn by the Member with a copy of the sanction order, application for reimbursement and cash receipts or vouchers in original, duly appended with the bill.

8. *Maintenance of register.*— A register shall be kept by the Sanctioning Authority referred to in sub-rule (1) of rule 6 in Form-B for recording the period, the amount and other relevant details of reimbursement by the Members on each occasion.

9. *Removal of Doubts.*—Where any doubt arises as to the interpretation of any of the provision of these rules, the matter shall be referred to the Speaker whose decision thereon shall be final.

APPENDIX

FORM OF APPLICATION FOR CLAIMING REIMBURSEMENT OF
THE AMOUNT INCURRED IN CONNECTION WITH THE
PURCHASE OF BOOKS BY THE MEMBERS OF THE
KERALA LEGISLATIVE ASSEMBLY

FORM—A

[See rule 5(1)]

1. Name and office held :
(in Block letters)
2. Name of Constituency :
3. Residential Address :

4. Year to which claim relates :
5. Details of reimbursement previously :
made for the year.....
- 1st occasion
 - (a) Amount claimed :
 - (b) Date of encashment :
- 2nd occasion
 - (a) Amount claimed :
 - (b) Date of encashment :
6. Total amount claimed so far in the :
year (in figures and words)
7. Amount claimed at present :
(in figures and words)
8. Whether cash receipts or vouchers in :
original enclosed

Signature of the Member

DECLARATION TO BE SIGNED BY THE MEMBER

I, hereby declare that the details given above are true to the best of my knowledge and belief and that the said amount is incurred by me for the purchase of books for the year.....

Place :

Date :

Signature of the Member

FORM—'B'
(See Rule 8)

Sl. No.	Name and Office held	Name of the Constituency	Residential Address	Year of claim	Details of the amount	Amount payable and date	Remarks

Signature of the Sanctioning Authority

By order of the Governor,

P. K. MOHANTY,

Additional Chief Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport.)

As per section 8C of the Payment of Salaries and Allowances (Amendment) Act, 2013, (Act 12 of 2013), inserted after section 8B of the Payment of Salaries and Allowances Act, 1951 (XIV of 1951), by which every Member of the Legislative Assembly including the Speaker, the Deputy Speaker, the Leader of Opposition, the Chief Whip and the Ministers shall be entitled to get the amount incurred in connection with purchase of books, reimbursed subject to a maximum of rupees fifteen thousand for every financial year. For carrying out the provisions of the said Act, Government have decided to frame the Members of Kerala Legislative Assembly (Reimbursement of Amount incurred for the Purchase of Books) Rules, 2013.

The notification is intended to achieve the above object.