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OFFICIAL GAZETTE

GOVERNMENT OF GOA

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EXTRAORDINARY

No. 2

GOVERNMENT OF GOA

Department of Elections
Goa State Election Commission

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Order

No. 4/18/Bye-Elec/MCS/2018-SEC/671

Sub.: Municipal Council Elections—Expenditure by Contesting Candidates.

- Read: 1) Notification No. 4/18/Bye-Elec/MCS/2018-SEC/513 dated 16-05-2018.
2) Order No. 4/18/Bye-Elec/MCS/2018-SEC/537 dated 04-06-2018.
3) Order No. 4/18/Bye-Elec/MCS/2018-SEC/603 dated 13-06-2018.

Whereas, the superintendence, direction & control of Municipal Election in Goa are vested with the Goa State Election Commission under Article 243ZA of the Constitution of India.

Whereas, it is necessary and expedient to provide in the interest of purity of election to Municipal Council ward an account of expenditure incurred by the candidate and for matters connected therein.

Now, therefore, this Commission hereby directs as follows:—

1. The maximum limit of election expenses in respect of a Municipal Council ward has been fixed as Rs. 2,00,000/- (Rupees two lakhs only).
1. The Returning Officer (RO) shall provide printed format prescribed by the Commission for contesting candidates from the day of filing of nomination by the candidates.
2. The register/format so maintained shall be duly numbered and authenticated by the RO of the relevant Municipal Council at the time of issue.
3. All day to day expenditure shall be truly recorded in this register by the candidate or their election agent.
4. All documents such as vouchers, receipts, bills, etc. in support of day to day expenditure incurred shall be maintained in chronological daywise order alongwith the aforesaid format as prescribed.
5. The day to day accounts maintained in the aforesaid format together with the supporting documents shall be made available once on the date fixed by the RO before the poll date for scrutiny. The RO shall fix the date of inspection of documents and inform the contesting candidates in advance in writing.

6. The accounts of the candidates shall be scrutinized by the RO or by the Officer nominated by RO.
7. The candidate shall also submit the expenditure register comprising day to day expenditure within 30 days from the date of declaration of election results to the Municipal Council Election Officer (MECO) of the concerned ward of Sanguem Municipal Council.
8. The election expenditure as submitted by the candidates may be scrutinized by the concerned MCEO and expenditure report alongwith brief comments may be submitted to the Goa State Election Commission. All the election expenditure registers submitted by the contesting candidates have to be kept by the concerned MECO in safe custody.
10. The Commission on receipt of the reports from the MCEO will issue a show cause notice to the candidates who have failed to lodge their account of election expenses within the time as prescribed above.
11. The showcause notice to the defaulting candidates will be served by the MCEO concerned and copy of the acknowledgment obtained from the candidates will be sent to the Commission.
12. The defaulting candidate may be liable for disqualification.

R. K. Srivastava, IAS (Retd.), Commissioner (Goa State Election Commission).

Panaji, 29th June, 2018.

Order

No. 4/18/Bye-Elec/MCS/2018-SEC/675

Sub.: Appointment of General Observer for Bye-Election to Ward No. IX of Sanguem Municipal Council in Sanguem Taluka.

Whereas the bye-election to Ward No. IX of Sanguem Municipal Council in Sanguem Taluka will be conducted on 29-07-2018.

And whereas the State Election Commission is vested with the power of superintendence, direction and control of the Municipal Election to ensure free and fair election.

Now, therefore, in exercise of the powers vested in me under Article 243ZA of the Constitution of India read with Section 10A of the Goa Municipalities Act, 1968, I, the undersigned, State Election Commissioner, do hereby appoint the Officer of Government of Goa as General Observer (General) for Ward No. IX of Sanguem Municipal Council shown against his name hereinbelow for the purpose of bye-election to Ward No. IX of Sanguem Municipal Council to be conducted on 29th July, 2018.

The Observer (General) appointed herein shall monitor the election expenditure incurred by each of the candidates and accordingly submit periodical reports to the Returning Officer and the District Collector/Municipal Council Election Officer.

Sr. No.	Name, designation and Mobile No. of the Officer appointed as Observer	Name of the Returning Officer and Mobile No.	Name of the Municipal Council
1.	Shri Prashant Shirodkar, Dy. Collector/SDM, Dharbandora Mobile No. 9422137728	Shri Laxmikant Dessai, Mamlatdar/RO, Sanguem Mobile No. 9823785726	Ward No. IX, Sanguem Municipal Council.

The Observer shall look into public grievance regarding violations of Code of Conduct, malpractices by the candidates and proper functioning of RO/ARO.

The date of poll will be 29th July, 2018 and the hours of poll will be from 8.00 a.m. to 5.00 p.m. The counting of votes shall be done on 30-07-2018 from 8.00 a.m. till the counting is over. The above appointed Officer shall take charge of his duties immediately and he shall be functional till 30th July, 2018. The Observer (General) shall submit report to this Commission on 30th July, 2018 latest by 4.00 p.m.

The duties and responsibilities allotted to the Observer (General) appointed hereinabove are as shown below:-

- a) To watch the conduct of election and the counting of votes and guide the Returning Officer in conducting training classes for polling personnel and counting rehearsals.
- b) In case of any irregularities noticed by the Observer, Returning Officer may be directed to initiate action as per provisions of Law and Model Code of Conduct in force under intimation to the State Election Commission so as to conduct election in free & fair manner. For this purpose, the Observer is permitted to use Telephone/Fax facilities available in the Office of the Returning Officer.
- c) Copies of the following documents may be collected at the earliest:
 - i. Authority letter to enter the polling stations and place of counting.
 - ii. Car pass for Observer.
 - iii. List of Polling Stations.
- d) Two copies of passport size photograph may kindly be made available to the Commission for the purpose of issuing a badge to the Observer.
- e) The Observer will have to submit to the State Election Commission immediately after the last day of counting of votes, a brief note containing his observations at the time of polling and counting alongwith his suggestions, if any.
- f) The Observer shall use his own official vehicle available in his Department/Office.
- g) The Returning Officer shall provide adequate security and support services such as providing fuel, stationery, etc. to the Observer.
- h) The respective HOD's under whom the above appointed Officer is working shall provide his office vehicle and a driver with adequate petrol for first journey.
- i) The respective Controlling Officer shall relieve his immediately without fail for enabling her to perform the duties as Observer (General).

R. K. Srivastava, IAS (Retd.), Commissioner (Goa State Election Commission).

Panaji, 29th June, 2018.

Order

No. 4/18/Bye-Elec/MCS/2018-SEC/674

Sub.: Appointment of Expenditure Observer for bye-election to Ward No. IX of Sanguem Municipal Council.

Whereas the bye-election to Ward No. IX of Sanguem Municipal Council in Sanguem Taluka will be conducted on 29-07-2018.

And whereas the State Election Commission is vested with the power of superintendence, direction and control of the Municipal Election to ensure free and fair election.

Now, therefore, in exercise of the powers vested in me under Article 243ZA of the Constitution of India read with Section 10A of the Goa Municipalities Act, 1968, I, the undersigned, State Election Commissioner, do hereby appoint the Officer of Government of Goa as Observer (Expenditure) for Ward No. IX of Sanguem Municipal Council shown against his name hereinbelow for the purpose of bye-election to Ward No. IX of Sanguem Municipal Council to be conducted on 29th July, 2018.

The Observer (Expenditure) appointed herein shall monitor the election expenditure incurred by each of the candidates and accordingly submit periodical reports to the Returning Officer and the District Collector/Municipal Council Election Officer.

Sr. No.	Name, designation and Mobile No. of the Officer appointed as Expenditure Observer	Name of the Returning Officer and Mobile No.	Name of the Municipal Council
1.	Shri Vetorine Colaco, A.A.O., Directorate of Accounts, Panaji	Shri Laxmikant Dessai, Mamlatdar/RO, Sanguem Mobile No. 9823785726	Ward No. IX, Sanguem Municipal Council.

The above Officer shall take charge of his duties immediately in addition to his own duties and shall function till the entire process of election is over. The concerned Head of the Department/Head of Office/Controlling Officer shall immediately relieve the above Officer.

The Expenditure Observer shall report to concern Returning Officer and start functioning so as to monitor the expenditure incurred by the candidates and submit the report to the Returning Officer. The Expenditure Observer shall ensure that there is no violation of Model Code of Conduct by the candidates while incurring election expenditure and any such violations noticed shall be immediately brought to the notice of the Returning Officer.

The Expenditure Observer shall submit his final report on 30-07-2018 latest by 4.00 p.m. to the respective MCEO for onward submission to this Commission.

Attention of the Controlling Officer is hereby invited to the Circular No. 13/5/2011-Per dated 28-09-2011 issued by the Department of Personnel, Government of Goa regarding the independent and effective functioning of the State Election Commission. The Controlling Officer shall ensure that there is no laxity on his part in relieving the appointed Officer and any such instances shall be viewed seriously.

R. K. Srivastava, IAS (Retd.), Commissioner (Goa State Election Commission).

Panaji, 29th June, 2018.

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