

OFFICIAL GAZETTE



GOVERNMENT OF GOA

GOVERNMENT OF GOA

Department of Law & Judiciary

Legal Affairs Division

Notification

10/2/2005/LA

The following Orders received from Government of India, Ministry of Law and Justice, Legislative Department, New Delhi, are hereby published for the general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 21st June, 2005.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 1st April, 2005

G.S.R. 207(E).— The following Order made by the President is published for general information:—

"C.O. 204"

THE CONSTITUTION (DISTRIBUTION OF REVENUES)
ORDER, 2005

In exercise of the powers conferred by article 275 of the Constitution, the President, after having

considered the recommendations of the Finance Commission, hereby makes the following order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) Order, 2005.

2. The General Clauses Act, 1897 (10 of 1897) shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of the Article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2004, as grants-in-aid of the revenues of each of the States specified below, the sums specified against it as representing the contribution of the Central Government towards State Calamity Relief Funds for affording relief to the victims of cyclone, drought, earthquake, fire, flood and hailstorm in the States:—

State	Rupees in lakhs
(1)	(2)
1. Andhra Pradesh	18056.00
2. Arunachal Pradesh	1096.00
3. Assam	13658.00
4. Bihar	9012.00
5. Chhattisgarh	3695.50
6. Goa	113.00
7. Gujarat	14714.00
8. Haryana	7412.00
9. Himachal Pradesh	3964.00
10. Jammu and Kashmir	3182.00
11. Jharkhand	5045.00
12. Karnataka	6798.00

(1)	(2)
13. Kerala	6130.00
14. Madhya Pradesh	5710.00
15. Maharashtra	10748.25
16. Meghalaya	259.00
17. Mizoram	400.00
18. Nagaland	264.00
19. Orissa	9979.00
20. Punjab	11187.00
21. Rajasthan	18871.00
22. Sikkim	630.00
23. Tamil Nadu	9357.00
24. Tripura	925.00
25. Uttar Pradesh	13336.00
26. Uttaranchal	2950.00
27. West Bengal	9217.00

Provided that the sums specified above shall be expended in the financial year commencing on the 1st day of April, 2004 on measures for affording relief in connection with natural calamities specified above:

Provided further that if the actual expenditure on relief measures as revealed in the accounts of this year is lower than the sums specified above, the balance shall remain available to the State Government as part of the Calamity Relief Fund of the State.

(2) Any sum or sums payable under sub-paragraph (1) to any State, in the financial year commencing on the 1st day of April, 2004 shall be in addition to the sum or sums payable to that State in the financial year in pursuance of sub-paragraph (1) of paragraph 3 of the Constitution (Distribution of Revenues) Order, 2004.

A. P. J. ABDUL KALAM,
President.

[F.No. 19(2)/05-L.I]
T. K. VISWANATHAN, Secy.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

Notification

New Delhi, the 1st April, 2005

G.S.R. 208(E).— The following Order made by the President is published for general information:—

"C.O. 205"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) NO. 2 ORDER, 2005

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 2 Order, 2005.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of Article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2004, as grants-in-aid of the revenues to each of the States specified below, the sums specified against it:—

State	Rupees in crores
(1)	(2)
1. Arunachal Pradesh	211.28
2. Himachal Pradesh	605.07
3. Jammu and Kashmir	1979.34
4. Manipur	287.86
5. Maghalaya	235.18
6. Mizoram	287.36
7. Nagaland	649.20
8. Sikkim	139.31
9. Tripura	388.01.

(2) The sums specified in column (2) of sub-paragraph (1) represent 85 per cent. of the amount recommended by the Eleventh Finance Commission for the year 2004-05. The Eleventh Finance Commission in its last report had recommended withholding of 15 per cent. of the grant recommended to the States with matching contribution by the Central Government for crediting into an Incentive Fund from which fiscal performance based grants will be released to all the States.

(3) The following grants-in-aid as specified against each State were released during current

year from Incentive Fund based on the fiscal performance of States during 2001-02, 2002-03, 2003-04 and 2004-05:—

State	Rupees in crores
(1)	(2)
1. Arunachal Pradesh	38.41
2. Bihar	411.41
3. Chhattisgarh	2.74
4. Gujarat	55.40
5. Haryana	55.17
6. Himachal Pradesh	156.96
7. Jammu and Kashmir	354.31
8. Jharkhand	42.95
9. Karnataka	184.94
10. Madhya Pradesh	304.97
11. Manipur	107.50
12. Meghalaya	91.38
13. Mizoram	53.43
14. Nagaland	114.58
15. Orissa	50.91
16. Punjab	7.47
17. Rajasthan	120.38
18. Sikkim	76.45
19. Tamil Nadu	181.06
20. Tripura	75.02
21. Uttar Pradesh	174.34
22. Uttaranchal	24.59
23. West Bengal	207.03

(4) Any sum or sums payable under sub-paragraphs (1) and (3) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(3)/05-L. I]
T. K. VISWANATHAN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 1st April, 2005

G.S.R. 209(E).— The following Order made by the President is published for general information:—

"C.O. 206"

THE CONSTITUTION (DISTRIBUTION OF REVENUES)
NO. 3 ORDER, 2005

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This order may be called the Constitution (Distribution of Revenues) No. 3 Order, 2005.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of Article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2004, as grants-in-aid of the revenues to each of the States specified in column (1) of the Table below, the sums specified against it in each of the columns (2) to (13) of the said Table, towards expenditure of revenue and capital nature, on programmes for upgradation of standards and "special problems" relating to the administration of the sectors and services mentioned in those columns, namely:—

TABLE
For upgradation of standards relating to

State	District Administration	Police Administration	Jail Administration	Fire	Judicial	Health	Elementary Education	Computer Training	Public Libraries	Heritage Protection	Augmentation of Traditional Water Sources	Special Problem
1	2	3	4	5	6	7	8	9	10	11	12	13
(Rupees in lakhs)												
Andhra Pradesh	39.70	10.00	...	...	510.00	98.90	56.00	...	...	...
Arunachal Pradesh	16.57	...	...	...	135.00	150.00
Assam	...	678.51	103.74	50.00	...	1076.04	...	516.73	...	...	...	735.75
Bihar	...	199.73	225.00	436.02	...	1614.06	2017.77	951.10	79.00	139.32	844.77	115.00
Chhattisgarh	...	182.25	42.23	100.00	...	121.20	294.66	...	295.80	...	155.66	...
Gujarat	...	834.22	...	388.57	1287.27	356.04	538.02	324.27	60.00	...	1846.02	774.22
Haryana	...	819.22	44.56	79.34	...	200.00	234.68	...	0.10	...	50.00	2532.19
Himachal Pradesh	...	559.02	...	...	...	...	10.00	...	34.00	...	...	298.90
Karnataka	2684.60	1220.69	179.34	...	...	308.07	660.82	403.80	63.70	...	207.20	2287.90

1	2	3	4	5	6	7	8	9	10	11	12	13
(Rupees in lakhs)												
Kerala	...	101.55	...	149.34	344.69	90.00	...	150.50	330.12	20.00	64.50	...
Madhya Pradesh	...	155.10	...	...	...	...	2469.52	193.50	...	319.06	...	263.51
Maharashtra	...	370.00	...	100.00	483.68	700.00	150.00	...	...	...	200.00	200.00
Manipur	...	52.10	54.78	59.78	...	60.00	59.78	...	...	49.78	18.00	449.56
Meghalaya	...	133.72	23.16	49.78	...	208.68	49.78	...	...	34.78	198.12	...
Mizoram	423.12	132.31	...	29.67	...	254.63	19.62	171.24	198.90	49.78	74.53	2090.76
Nagaland	...	21.30	5.00	...	...	27.68	10.00	34.40	...	...	...	...
Orissa	...	219.46	116.50	168.47	...	465.55	870.24	771.16	...	...	640.16	647.79
Rajasthan	...	724.75	60.00	872.74	240.70	710.90	697.76	...	74.00	100.00	536.20	838.54
Tamil Nadu	660.00	323.00	80.00	180.70	...	...	194.99	...	...	...	184.70	490.00
Tripura	...	162.55	...	...	...	...	10.00	102.82	18.00	39.67	64.00	100.00
Uttar Pradesh	...	70.13	317.76	...	...	2127.00	2235.13	...	145.00	...	1631.50	337.30
Uttaranchal	118.00	348.27	124.48	137.54	...	538.02	1235.65	321.37	31.01	78.15	303.09	374.82
West Bengal	...	...	266.09	78.94	...	...	...	...	...	298.90	627.23	...

Provided that the sums specified above shall be expended on programmes formulated by the State Governments for upgradation and standards relating to the administration of the sectors and services specified above and approved by State Level Empowered Committees:

Provided further that the amount not released to States and amount released to the States but not utilised by them for this purpose by 31st day of March, 2005 will be transferred to Incentive Fund under Fiscal Reforms Facility:

Provided also that if the actual expenditure on such approved programmes relating to any administration as revealed in the accounts of that year is lower than the amount of grant specified above against that administration, the amount so paid in excess shall be adjusted against any sum or sums which may become payable to that State in any of the succeeding years for any other purpose.

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(4)/05-L.I]
T. K. VISWANATHAN, Secy.

MINISTRY OF LAW AND JUSTICE
(Legislative Department)

Notification

New Delhi, the 1st April, 2005

G.S.R. 210(E).— The following Order made by the President is published for general information:—

"C. O. 207"

THE CONSTITUTION (DISTRIBUTION OF REVENUES) NO. 4 ORDER, 2005

In exercise of the powers conferred by article 275 of the Constitution, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:—

1. This Order may be called the Constitution (Distribution of Revenues) No. 4 Order, 2005.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) In accordance with the provisions of clause (1) of Article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 2004, as grants-in-aid of the revenues of —

(a) each of the States specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table towards grants for Panchayati Raj Institutions:—

Table	
State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	7602.41
Bihar	5437.50
Chhattisgarh	6300.59
Gujarat	17402.18
Haryana	2941.75
Himachal Pradesh	1328.46
Kerala	6592.58

(1)	(2)
Madhya Pradesh	5054.50
Maharashtra	19701.88
Mizoram	157.11
Orissa	13823.52
Punjab	2902.62
Rajasthan	24547.40
Tamil Nadu	6726.76
Tripura	853.78
Uttar Pradesh	11671.33
Uttaranchal	4560.00
West Bengal	5777.29

Provided that the sums specified above shall be paid to the Panchayati Raj Institutions in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Panchayati Raj Institutions from the State Government:

Provided further that the sums specified above shall be expended by Panchayati Raj Institutions as per the recommendations of the Eleventh Finance Commission contained in Chapter VIII of its report and in accordance with the guidelines issued by the Central Government for utilisation of the grants;

(b) each of the States specified in column (1) of the Table below, the sums specified against it in column (2) of the said Table towards grants for Urban Local Bodies:—

TABLE

State	Rupees in lakhs
(1)	(2)
Andhra Pradesh	3293.14
Bihar	670.47
Gujarat	6626.15
Haryana	732.80
Himachal Pradesh	116.76
Karnataka	6240.98
Kerala	1504.91
Madhya Pradesh	2548.00
Maharashtra	3162.55
Mizoram	76.89
Orissa	799.20
Punjab	1094.53
Rajasthan	2971.06
Tamil Nadu	5741.66
Tripura	80.32
Uttar Pradesh	4557.64
Uttaranchal	475.00
West Bengal	3949.78

Provided that the sums specified above shall be paid to the Urban Local Bodies in the said financial year by a State Government and these sums shall be in addition to the sums flowing to the Urban Local Bodies from the State Government:

Provided further that the sums specified above shall be expended by Urban Local Bodies in terms of the recommendations of the Eleventh Finance Commission as contained in Chapter VIII of its report and in accordance with the guidelines issued by the Central Government for utilisation of the grants:

Provided also that the amount not released to States and amount released to the States but not utilised by them for this purpose by 31st day of March, 2005 will be transferred to Incentive Fund under Fiscal Reforms Facility.

(2) Any sum or sums payable under sub-paragraph (1) shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

A. P. J. ABDUL KALAM,
President.

[F. No. 19(5)/05-L.I.]
T. K. VISWANATHAN, Secy.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

Notification

New Delhi, the 30th April, 2005

G.S.R. 254(E).— The following Order made by the President is published for general information:—

"C. O. 208"

THE STATE OF MAHARASHTRA (SPECIAL
RESPONSIBILITY OF GOVERNOR FOR
VIDARBHA, MARATHWADA, AND THE
REST OF MAHARASHTRA)
AMENDMENT ORDER, 2005

Whereas the President has, in exercise of the powers conferred by clause (2) of article 371 of the Constitution, made the State of Maharashtra (Special Responsibility of Governor for Vidarbha, Marathwada and the rest of Maharashtra) Order, 1994 (hereinafter referred to as the said Order) giving effect to the resolutions passed by the Maharashtra State Legislature for establishment of separate Development Boards for Vidarbha,

Marathwada and the rest of Maharashtra by the Governor of that State;

And whereas the said Order came into force with effect from the 1st day of May, 1994 and in terms of sub-clause (3) of clause 1 of the said Order it was to remain in force up to the 30th day of April, 1999 or up to such date as the President may, by order made in this behalf, specify;

And whereas in pursuance of the said Order, the Governor of Maharashtra had set up the Development Boards for Vidarbha, Marathwada and the rest of Maharashtra till the said Order remained in force, that is, up to the 30th day of April, 1999;

And whereas the President, in exercise of the powers conferred by clause (2) of article 371 of the Constitution, read with sub-clause (3) of clause 1 of the said Order, had specified in the Constitution Order 175 that the State of Maharashtra (Special Responsibility of Governor for Vidarbha, Marathwada and the rest of Maharashtra) Amendment Order, 1999 shall remain in force up to the 30th day of April, 2004;

And whereas in pursuance of the State of Maharashtra (Special Responsibility of Governor for Vidarbha, Marathwada and the rest of Maharashtra) Amendment Order, 1999, the Governor of Maharashtra had extended the term of the Development Boards for Vidarbha, Marathwada and the rest of Maharashtra up to the 30th day of April, 2004;

And whereas the President, in exercise of the powers conferred by clause (2) of article 371 of

the Constitution, read with sub-clause (3) of clause 1 of the said Order, had specified in the Constitution Order 203 that the State of Maharashtra (Special Responsibility of Governor for Vidarbha, Marathwada and the rest of Maharashtra) Amendment Order, 2004 shall remain in force up to the 30th day of April, 2005;

And whereas in pursuance of the State of Maharashtra (Special Responsibility of Governor for Vidarbha, Marathwada and the rest of Maharashtra) Amendment Order, 2004, of the Governor of Maharashtra had extended the term of the Development Boards for Vidarbha, Marathwada and the rest of Maharashtra up to the 30th day of April, 2005;

And whereas the Governor of Maharashtra considers it expedient in the interest of the said areas to continue the said Development Boards and on the approval of the State Government of Maharashtra has requested the President to extend the duration of the said Order;

Now, therefore, in exercise of the powers conferred by clause (2) of article 371 of the Constitution read with sub-clause (3) of clause 1 of the said Order, the President hereby specifies that the said Order shall remain in force up to the 30th day of April, 2006.

A. P. J. ABDUL KALAM,
President.

[E. No. 19(7)/2005-L.I]
T. K. VISWANATHAN, Secy.