

The 11th September 1989

No.FEM.108/85/10.—In exercise of the powers conferred by Section 10 of the Legislative Assembly of the Meghalaya (Speaker and Deputy Speaker Salaries and Allowances) Act, 1972 (Act 2 of 1972), the Governor of Meghalaya is pleased to make the following rules namely.—

THE MEGHALAYA SPEAKER'S (ALLOWANCES AND PRIVILEGES) RULES, 1989.

CHAPTER I.

Preliminary

1. **Short title and commencement.**—(1) These rules may be called the Meghalaya Speaker's (Allowances and Privileges) Rules, 1989.

(2) Rule 9 shall be deemed to have come into force with effect from 1st August, 1989 and the rest from the date of their notification in the Official Gazette.

2. **Definition.**—In these rules, unless there is anything repugnant in the subject or context,—

(a) "Act" means the Legislative Assembly of Meghalaya (Speaker and Deputy Speaker Salaries and Allowances) Act, 1972.

(b) "Speaker" includes Deputy Speaker.

CHAPTER II

Accommodation

3. **Residence and Furniture.**—(1) The rent free residence provided to Speaker shall be initially furnished with necessary furniture and other articles at such scale as Government may by order prescribe and cost of which shall not exceed Rs 60,000 (Rupees sixty thousand). Further an amount not exceeding Rs.20,000 (Rupees twenty thousand) may be incurred for annual maintenance of the residence and/or replacement of the furnishings.

(2) An existing residence already furnished need not be furnished until the General Administration Department in consultation with Finance Department decides otherwise, but where any item is worn out or damaged beyond repair, except through negligence of the user, replacement may be made by an item of similar type at Government cost.

(3) Whenever a deviation from the furnishings prescribed under sub-rule (1) is necessary to suit a particular residence and/or to meet the wishes of the Speaker, such deviation may be permitted provided that the prescribed monetary limit of Rs.60,000 (Rupees sixty thousand) is not exceeded in any case.

(4) A Speaker who does not occupy residence provided by Government accommodation may select items of furnishings as may be prescribed under sub-rule (1) and on his relinquishing office shall return these articles to the Estate Officer.

4. Replacement of furniture and articles—(1) Replacement of any furniture or article supplied to the residence of a Speaker under these rules shall be at public expense when Government in the General Administration Department are satisfied that a particular article has become unusable due to normal wear and tear.

(2) If any article supplied to the residence of a Speaker is lost or damaged, except through normal wear and tear, the loss shall be made good by the Speaker. Government in the General Administration Department shall be the authority competent to decide whether a particular article has been lost or damaged otherwise than through normal wear and tear and to assess the loss.

5. Verification of furniture and articles.—(1) The furniture and articles supplied to the residence of the Speaker under rule 3 shall be physically verified by the Estate Officer at least once in a year. For this purpose the Estate Officer shall maintain three sets of Stock Books, one of which shall be kept with the Estate Officer, the other at the residence concerned and the third one with the Government in the General Administration Department.

(2) When a Speaker vacates the residence provided to him the Estate Officer shall physically verify the furniture and articles supplied under these rules and take over the same under his custody.

(3) The Stock Book shall be signed by the Speaker and Estate Officer at the time of the initial furnishing, annual verification and also at the time when the Estate Officer takes over the furniture and articles under sub-rule (2).

6. Addition, alteration etc., of residence not allowed.—No addition, alteration or modification of the residence which is such a nature as will not come within the purview of normal repairs shall be made except with the prior approval of the General Administration Department.

7. Maintenance of residence at public expense—(1) Maintenance, including payment of municipal and other taxes, of a residence provided to a Speaker shall be at public expense and according to orders Government may make from time to time.

(2) For proper care and maintenance of a residence and compound, Government may entertain not more than two malis and one sweeper. If a Speaker employs a mali or sweeper, he shall be entitled to be reimbursed for each of them at the minimum of the scale of pay and other allowances as are admissible to such class of Government employees.

8. Reimbursement of electric charges.—The Speaker shall be reimbursed the charges for electricity consumed at his residence subject to a limit of Rs.200 (Rupees two hundred) only per mensem.

9. Private residence occupied by a Speaker.—(1) If the Speaker does not occupy the residence provided by Government, the private residence occupied by him may stand requisitioned and rent with effect from the first day of August, 1988 as may be assessed according to the principles provided for in the Meghalaya Urban Areas Rent Control Act, 1972, by the Deputy Commissioner or by any officer appointed by the Government in this behalf, paid for subject to a limit of Rs. 5,000 (Rupees five thousand) per mensem.

10. Use of Residence on Ceasing to hold office.—(1) On ceasing to hold office the Speaker shall be entitled to use the residence occupied by him under these rules for a period not exceeding one month from the date he so ceases to hold office.

(2) In exceptional cases Government may extend the period referred in sub-rule (1) by any period not exceeding one month as it deems fit.

CHAPTER-III

Travelling and Daily Allowances

11. Journey in Public Interest.—A Speaker shall be entitled to Travelling Allowance for journeys performed in public interest:

Provided that no Travelling Allowance shall be admissible for journeys and halt within eight kilometres from his Headquarters.

(2) Journey between any two stations shall be performed by the shortest route and any deviation shall be only when it serves some public interest and in such cases, the Travelling Allowance bills shall contain a certificate to that effect.

(3) The Headquarters of the Speaker for the purpose of journeys shall be at Shillong.

12. Travelling Allowance.—(1) Except as otherwise expressly provided in these rules, Travelling Allowances of the Speaker shall be regulated by corresponding rules applicable to Grade I officers of the State Government as provided in the Meghalaya Travelling Allowances Rules 1985 as amended from time to time.

(2) The Speaker may be granted advance Travelling Allowance as per the provisions of the Meghalaya Financial Rules subject to adjustment on completion of the journey.

13. Journey by railways or Steamer.—(1) Actual fare for such journey performed on official duty by the Speaker shall be paid according to the relevant provisions of the Meghalaya Travelling Allowance Rules, 1985.

(2) If the Speaker travels by railways he shall be entitled to be reimbursed for—

(a) a reserved air-conditioned compartment or part of compartment for his own use;

(b) accommodation for the personal servants accompanying him;

(c) carriage of luggage, for which he vouches as his personal luggage, upto a maximum of 115 Kgs., including stores carried for consumption on tour, whether carried in the same train by which he travels or sent by any other train.

(3) Freight charges for goods and stores, other than those covered by clause (c) of sub-rule (2) shall be borne by the Speaker himself.

(4) When the Speaker travels in a reserved railway accommodation one person, being a relative of the Speaker may travel with him in such accommodation at Government expense.

(5) The Speaker when travelling in a reserved railway compartment is entitled to incidental charges as may be prescribed by Government from time to time.

14. Travelling by Road.—(1) For journeys by road including empty haulage, the Speaker shall be entitled to mileage allowances at rates as Government may by order prescribe from time to time.

(2) When a Government car is not available and a taxi or a private vehicle is engaged the Speaker may draw the actual expense incurred and a certificate by the Speaker to the effect that engagement of the vehicle or taxi was necessary in public interest as also details of the journey performed shall be attached to the travelling allowance bill.

Explanation.—(A) Travelling by road includes travelling by river in a vessel or steamer for a portion of the journey.

(B) In the total of the claims for any particular journey fractions of a Kilometre shall be excluded.

(3) For journeys by Government conveyance and for which cost of POL is borne by Government, the Speaker shall not draw any mileage allowance but only daily allowance under rule 16.

(4) When a Speaker travelling into areas otherwise inaccessible, uses other means of conveyance for transport of himself and his personal luggage he may be reimbursed the actual travelling expenses incurred on production of a certificate as to the inaccessibility of the area and the expenses actually incurred.

15. Journey by air.—(1) For journey by air the Speaker shall be paid the actual air fare plus incidental charges equal to one-fifth of such fare: Provided that in case he travels by a class higher than the standard class the incidental charges shall be limited to Rs.20 only.

(2) For journeys by Government aeroplane or aeroplane chartered by Government the Speaker shall be entitled only to daily allowance under rule 16.

16. Daily Allowance.—(1) The Speaker for each day of travel to or halt at any place within Meghalaya may draw daily allowance at such rates as Government may by order from time to time prescribe and at double the rates for each day of travel to or halt outside Meghalaya but within the North Eastern Region and at treble the rates for each day of travel to or halt outside the North Eastern Region. The daily allowance is admissible only when the Speaker spends a night away from his headquarters:

Provided that in case of journeys not involving night halt, full Daily Allowance shall be admissible when the distance travelled is not less than 80 kms. and half of such allowance where the distance is not less than 40 kms. but less than 80 kms:

Provided further that when on tour outside the state, the Speaker is treated as State Guest and provided with free board and lodging at the expense of the Government of the State or Union Territory he visited, the Daily Allowance shall be limited to half of what he would normally be entitled to at the station concerned.

(2) Daily Allowance shall not be drawn by a speaker except during absence from Headquarters on duty.

Explanation.—The period of absence begins when the Speaker leaves his Headquarters and ends when he returns to it whether he halts outside or not.

(3) Daily Allowance shall not be admissible for journeys or halts within a radius of 8 kms. from Headquarters.

(4) Daily Allowance may be drawn by a Speaker for a holiday occurring during tour.

(5) Daily Allowance may not be drawn by a Speaker for a continuous halt of more than ten days at any one place, unless Government in public interest relaxes it. The rate of Daily Allowance in that case shall be reduced to three fourths after the first ten days and to half after the first thirty days.

17. Hotel accommodation.—The Speaker while on tour outside the State shall be entitled to stay in a 5 star hotel or other accommodation of equivalent standard and may claim reimbursement of the lodging expense on production of actual payee's receipt for the

18. **Cost of petrol, oil and lubricants.**—For meeting expenses for travelling within 8 kms. of his Headquarters, the Speaker shall be reimbursed per month the cost of 200 litres of petrol and 4 litres of mobil oil.

19. **Journeys outside India.**—Subject to orders as may otherwise be issued from time to time, a Speaker proceeding on duty outside India shall be entitled to travelling and other expenses as admissible to the Heads of Indian Missions in the countries concerned.

20. **Travelling Allowance to join, etc. office.**—When a person is appointed a Speaker, he shall be entitled, for the journeys to join his post and to return home on ceasing to hold office, two Travelling Allowances for himself and members of his family and for the transport of personal effects at rates admissible to a Grade I officer of the State Government while on transfer.

CHAPTER IV

Drivers Maintenance and Repairs of Cars

21. **Engagement of Driver.**—(1) For a car allotted to the Speaker, a driver shall be engaged by Government.

(2) The car with its accessories shall remain the property of Government but shall be placed at the disposal of the Speaker for the period of his tenure of office. When the Speaker relinquishes office, the car with all its accessories shall be returned to Government.

(3) The accessories of the car shall be those as Government may from time to time specify.

(4) The car shall be inspected by the Government Motor Vehicles Inspector half yearly and at the time when a Speaker relinquishes office.

(5) Charges for the maintenance and upkeep of the car shall be apportioned in the manner indicated below:—

(a) registration fee of the car and other fees and taxes as may be due on insurance, if required, expenditure for repairs and replacement of worn-out or broken parts including renewal of tyres and tubes, incidental charges connected with painting, number plates, flags and periodical overhauling shall be met by Government ;

(b) running expenses, such as cost of petrol, mobil oil and lubricants shall be met by the Speaker himself ;

(c) Brake fluids, gear oil and mobil oil while flushing the engine shall constitute part of normal servicing and the cost borne by Government.

Explanation:—Periodical overhauling includes servicing and check-up, occasional tuning and adjustment and decarbonising, changing of rings and rebering, etc.

22. Using of cars on ceasing to hold office:—(1) On ceasing to hold office, a Speaker shall be entitled to use the car allotted to him under these rules for a period not exceeding one month from the date he so ceases to hold office.

(2) In exceptional cases, Government may extend the period referred to in sub-rule (1) by any period not exceeding one month as it deems fit.

CHAPTER V

Miscellaneous

23 Repeal and savings:—(1) The Speaker's (Allowances and Privileges) Rules, 1973 and the Deputy Speaker's (Allowances and Privileges) Rules, 1973 are hereby repealed.

(2) Notwithstanding the repeal all the privileges and allowances including mileage and Daily Allowances as are applicable to the Speaker immediately before the commencement of these rules shall, until, otherwise revised, continue to be at such same scales and be deemed to have been made applicable to him under the corresponding provisions of these rules.

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