



The Mizoram Gazette

EXTRA ORDINARY

Published by Authority

RNI No. 27009/1973

Postal Regn. No. NE-313(MZ) 2006-2008

VOL - XLIV Aizawl, Tuesday 17.11.2015 Kartika 26, S.E. 1937, Issue No. 608

NOTIFICATION

No.H.12018/120/2003-LJD, the 16th November, 2015. The following Act is hereby published for general information.

The Mizoram Municipalities (Fourth Amendment) Act, 2015

(Act No. 14 of 2015)

R. Thanga,
Secretary to the Govt. of Mizoram.

THE MIZORAM MUNICIPALITIES (FOURTH AMENDMENT) ACT, 2015

A Bill to amend the Mizoram Municipalities Act, 2007 (Act No.6. Of 2007)

It is enacted by the Mizoram Legislative Assembly in the Sixty Sixth year of the Republic of India as follows:-

AN ACT

It is enacted by the Mizoram Legislative Assembly in the Sixty Sixth year of the Republic of India as follows :-

- | | | |
|--|---|---|
| 1. Short Title, extent and commencement | : | <p>(1) This Act shall be called The Mizoram Municipalities (Fourth Amendment) Act, 2015.</p> <p>(2) It shall have the like extent as the Principal Act.</p> <p>(3) It shall come into force on such date as the State Government may, by notification in the official Gazette, appoint.</p> |
| 2. Amendment of Section 2. | : | <p>1) In Section 2 of the Mizoram Municipalities Act, 2007(hereinafter referred to as the Principal Act), after sub-section (11), a new sub-section (11-A) shall be inserted, namely:-
“(11-A) “Chief Executive Officer” shall mean the Chief Executive Officer of a municipality who is the administrative head of a Municipality. In respect of a Municipal Corporation, the expression “Chief Executive Officer” shall mean Municipal Commissioner of a Municipal Corporation.</p> <p>(2) “Sub-section (25) of Section 2 of the Principal Act shall stand deleted.</p> |
| 3. Amendment of Section 11 | : | <p>Section 11 of the Principal Act shall be substituted by the following, namely:-
“11. Municipal authorities:
The Municipal authorities charged with the responsibility of carrying out the provisions of this Act for each municipal area shall be-</p> <p style="margin-left: 40px;">(a) <i>The Board of Councillors</i>
(b) <i>The Chairman, and</i>
(c) <i>The Chief Executive Officer.</i></p> |
| 4. Amendment of Selection 12 | : | <p>Sub-section (3) of Section 12 of the Principal Act shall be substituted by the following, namely :-
“(3) All executive actions of the Municipality shall be expressed to be taken in the name of the Municipality.”</p> |

- 5. Deletion of Section 14.** : Section 14 of the Principal Act shall stand deleted.
- 6. Amendment of Section 15.** : Section 15 of the Principal Act shall be substituted as follows, namely :
- “15. Chairman:**
- (1) The Chairman shall be the executive head of the Municipality, and the municipal administration shall be under his control.
- (2) The Chairman shall preside over the meetings of the Board of Councillors.
- (3) Any policy decisions relating to transaction of business of the Municipality shall be carried out with prior approval of the Chairman.
- Provided that the Chairman shall not act in opposition to or in contravention of any decision of the Board of Councillors.”
- 7. Insertion of Section 15-A.** : In the Principal Act, after Section 15, a new section 15-A shall be inserted, namely:-
- “15-A Chief Executive Officer:**
- Save as otherwise provided in this Act, and subject to supervision and control of the Municipality and the Chairman, the executive power for the purpose of carrying out the provisions of this Act, shall vest in the Chief Executive Officer. The Chief Executive Officer may
- 1) exercise all the powers and perform all the duties specifically conferred or imposed upon him by this Act or by any other law for the time being in force ;
 - 2) prescribe the duties of and exercise supervision and control over the acts and proceedings of all officers and staffs of a Municipality, and subject to any rules that may be made in this behalf, dispose of all questions relating to the service of the said officers and other employees and their pay, privileges, allowances and other conditions of service ;