GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

NOTIFICATION
In exercise of the powers conferred by sub-section (1) of section 492 of the Code of Criminal Procedure, 1898, the State Government hereby appoints Shri J. C. Ghosh, Advocate on Government Panel, as a Public Prosecutor.

By Order,

B. R. PRADHAN,
Legal Remembrancer and
Law Secretary,
F. No. 21 (52) LD/LIT/84.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Election Commission’s notification No. 56/85 dated January 8, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA

‘Nirvachan Sadan’
Ashok Road
New Delhi-1

Dated the 8th January, 1985
Pausa 18, 1906 (Saka)

NOTIFICATION

S.O.- In exercise of the power conferred by Article 324 of the Constitution read with rules 5 and 10 of the conduct of Election Rules, 1961, and paragraph 18 of the Election Symbols (Reservation and Allotment) Order, 1968, and all other powers enabling it in this behalf, the Election Commission of India hereby makes the following order to further amend the Election Symbols (Reservation and Allotment) Order 1968, (published as S.O. 2959, dated the 31st August, 1968):-

1. Short Title:- This order may be called the Election Symbols (Reservation and Allotment) (Third Amendment) Order, 1985.

2. Amendment to paragraph 13:- In paragraph 13 of the Election Symbols (Reservation and Allotment) Order, 1968, for the existing clause (d), as inserted by the second amendment of the said Order, vide notification No. 56/84, dated the 22nd September, 1984, the following clause (d) shall be substituted, namely:-

"(d) the name and specimen signature of such authorised person are communicated to the returning Officer of the constituency and to the Chief Election Officer of the State before the last for filling nominations."

[ No. 56/85]

By Order,
Sd/- (V.K. RAO)
Secretary.

H.R. GUPTA,
Deputy Chief Election Officer,
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Election Commission Notification No. 56/84-VI January-9, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA

NEW DELHI.
Dated 9th January, 1985
19 Pausa, 1906 (Saka)

NOTIFICATION

S.O. — In pursuance of the powers conferred by clause (d) of sub-para (1) and sub-para (2) paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby makes the following further amendment in its Notification No. 56/84-I, dated the 13th November, 1984, published in the Gazette of India, Extraordinary, Part II, Section 3(iii), dated the 16th November, 1984.

IN TABLE 4 appended to the said notification against item 9 Kerala mentioned in column 1, the following entries shall be added column 2 thereof:—

<table>
<thead>
<tr>
<th>Item</th>
<th>Symbol</th>
</tr>
</thead>
<tbody>
<tr>
<td>19</td>
<td>Aeroplane</td>
</tr>
<tr>
<td>20</td>
<td>Car</td>
</tr>
<tr>
<td>21</td>
<td>Eagle about to fly</td>
</tr>
<tr>
<td>22</td>
<td>Fish</td>
</tr>
<tr>
<td>23</td>
<td>Hurricane Lamp</td>
</tr>
<tr>
<td>24</td>
<td>Spectacles</td>
</tr>
<tr>
<td>25</td>
<td>Watch</td>
</tr>
</tbody>
</table>

The above amendments is effective from 7th January, 1985.

[No.56/84-VI]

By Order,
Sd/- (V.K. RAO)
Secretary.

L.T. TONYOT,
Joint Chief Electoral Officer.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
FINANCE DEPARTMENT

NOTIFICATION

In exercise of powers conferred by the proviso to Article 309 of the Constitution, the Governor of Sikkim hereby makes the following rules namely:

1. Short title and commencement- (1) These rules may be called the Sikkim Subordinate Accounts Service Rules, 1984.
   (2) They shall come into force with effect from the date of their publication in the Official Gazette.

2. Definitions:- In these rules, unless the context otherwise requires;
   a) appointed day means the date on which these rules come into force;
   b) controlling authority means the Government of Sikkim in the Finance Department;
   c) departmental candidates mean persons who have been appointed on regular basis to the posts included in the Service on the appointed day and thereafter;
   d) duty post means any post, whether permanent or temporary included in Schedule I;
   e) Government means the Government of Sikkim;
   f) grade means any of the grades specified in Schedule I;
   g) Promotion Committee means a Committee constituted by the Government in the Finance Department to consider appointment or promotion to and confirmation in any grade;
   h) regular service in relation to any grade means the period or periods of service in that grade rendered after appointment, according to the prescribed procedure and includes any period or periods:
      i) taken into account for purpose of seniority in the case of those appointed at the initial constitution of the service;
      ii) during which a person would have held a duty post in that grade but for being on leave or otherwise not being available for holding such posts;
   i) Schedule means a Schedule to these rules;
   j) Service means the Sikkim Sub-ordinate Accounts Services comprising of posts mentioned in schedule I for any of the Departments and offices under the Government.

3. Constitution of the Sikkim Subordinate Accounts Service:- There shall be constituted a Service known as the Sikkim Subordinate Accounts Service consisting, of persons appointed to the Service under rules 6 and 7.

4. Grades, scale of pay and their review.
   (1) The duty posts included in the various grades of the Service and their scales of pay shall be such as are specified in Schedule I.
   (2) Government may include in the Service any posts other than those included in Schedule I or exclude from the Service a duty post included in the said Schedule.
(3) Government: may appoint a person whose post is included in the Service under sub-rule (2) of this rule to the appropriate grade of the Service in a temporary capacity or substantive capacity, as may be deemed fit, and fix his seniority in the grade after taking into account his continuous regular service in the analogous post.

(4) Government may revise and alter a grade and pay scale of any duty post.

(5) Members of the Service (1) The following persons shall be the members of the Service:-
   (a) persons appointed to duty posts under rule 6; and
   (b) persons appointed to duty posts under rule 7.
   (2) A person appointed under clause (a) of sub-rule (1) shall, on such appointment be deemed
to be a member of the Service in the appropriate grade applicable to him in Schedule I.

(3) A person appointed under sub-clause (b) of sub rule (1) shall be a member of the Service
in the appropriate grade applicable to him in Schedule I from the date of such appointment.

6. Initial constitution of the Service. All persons holding, on the appointed day, any of
the duty posts on a regular basis shall be deemed to have been appointed to the corresponding posts and
grades in the Service as specified in Schedule I:

Provided that any such person may, within sixty days from the appointed day, exercise his
option not to be absorbed in the Service and the option once so exercised shall be final;

Provided further that failure to exercise the option as aforesaid within the specified period shall
be construed as the exercise of option in favour of absorption in the Service.

7. Future maintenance of the Service.
(1) Any vacancy arising in any of the grades referred to in Schedule I after the initial constit-
  ution of the Service as provided in rule 6 shall be filled in the manner provided in Schedule II and III.

(2) Recruitment to duty posts in grade IV shall be made by the controlling authority as and
when the vacancies arise. The selection of persons for appointment shall be made by a Selection Committee
constituted in accordance with Schedule III.

(3) Appointment by promotion or by direct recruitment to duty posts in grade III and above
shall be made by the controlling authority. For purpose of promotion to grade III, all eligible persons in
grade IV shall be considered irrespective of the departments in which they are working.

(4) The posting of the persons in grade III and above to the different departments and offices
shall be made by the controlling authority depending upon the availability of vacancies in these grades.

(5) The selection of persons for appointment on promotion to any of the duty posts shall be
made on merit through written examinations and on the recommendations of the Promotion
Committee constituted in accordance with Schedule III. The scheme and syllabus for the open
as well as Limited departmental competitive examinations, prescribed as a mode of recruitment and
promotion, may be notified in the month of December preceding the year during which the appointment as
well as the promotions are anticipated to be made.

8. Seniority (1) The relative seniority of members of the Service appointed to any grade in
accordance with rule 6 at the time of initial constitution of the Service shall be governed by their relative
seniority obtaining in the corresponding grade on the appointed day* provided that if the seniority of any such
member had not been specifically determined on the said date, the same shall be determined by the controlling
authority.

    (2) All persons appointed to the Service under rule 6 in any grade shall rank senior to those
who are appointed to that grade after the appointed day.

(3) The relative seniority of all direct recruits shall be determined by the order of merit in
which they are selected for such appointment. Persons appointed as a result of an earlier Selection shall be senior
to those appointed as a result of a subsequent selection.

(4) The relative seniority of persons promoted to the various grades through the limited
departmental competitive examination shall be determined in the order of their selection for such promotion.
Any delay in assuming charge of the higher post on promotion due to administrative reasons, such as transfer
from an outlying station, or delay in being relieved for want of substitute, shall not affect the seniority of the
persons concerned.

(5) The relative Seniority of direct recruits and of promotees in any grade shall be determined
in accordance with the dates of their joining the duty posts.

(6) Cases not covered by the above provisions, if any, seniority shall be determined by the
Government in the Finance Department.

9. Probation. (1) Every person on appointment to any of the grades of the Service either
by direct recruitment or by promotion shall be probation for a minimum period of one year.
Provided that the controlling authority in respect of persons appointed to grade III and above and Secretaries/Heads of Departments in respect of persons, in grade IV may extend the period of probation in accordance with the instructions issued by the Government from time to time.

Provided further that any decision for extension of probation shall be taken within eight weeks after the expiry of the previous probationary period and communicated in writing to the concerned official together with the reasons for a doing within the said period.

(2) On satisfactory completion of the period of probation initially fixed or any extension thereof, persons shall if considered fit for permanent appointment, be retained in their appointment on regular basis and be confined in due course against the available substantive vacancies.

(3) If during the period of probation or any extension thereof, as the case may be, the Government is of the opinion that a person is not fit for permanent appointment, the Govt. may discharge or rework him to the duty post held by him prior to his appointment in the Service, as the case may be, or pass such other orders as may be deemed fit.

(4) During the period of probation of any extension thereof, the probationers other than those belong to Grade IV may be required to undergo each course of training and instructions and to pass such examinations and tests as the Government may deem fit, as a condition of satisfactory completion of the probation.

10. Power to relax. Where the Government is of the opinion that it is necessary or expedient to do, it may be order, for reasons to be recorded in writing, relax any of the provisions of these rules with respect to any class or category of persons or posts.

11. Saving and repeal. (1) The conditions of service of the members of the Service in respect of matters for which no provision is made in these rules shall be the same as are applicable from time to time, generally to employees of the Government.

(2) Nothing in these rules shall affect reservations, relaxation of age limit and other concessions required to be provided for persons belonging to special categories in accordance with the orders issued by the Government from time to time.

(3) On and from the appointed day, such of the provisions of the Sikkim Government Establishment Rules, 1974 which are not in conformity with the provisions of these rules shall stand repealed.

(4) Notwithstanding such repeal, anything done or any action taken shall be deemed to have been done or taken under the corresponding provisions of these rules.

12. Removal of doubts. If any doubt arises as to the interpretation of any of the provisions of these rules, the same shall be referred to the Government for decision.

By Order,

R. Narayanan
Secretary
Finance Department,
Government of Sikkim.
**SCHEDULE I**

Duty posts and their scales of pay.
(See Rule 6)

<table>
<thead>
<tr>
<th>Name of the post</th>
<th>Grade</th>
<th>Scale of pay</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Senior Accountant</td>
<td>I</td>
<td>Rs. 550-20-750-EB-25-950-EB-30-1100</td>
</tr>
<tr>
<td>1. Accountant</td>
<td>II</td>
<td>Rs. 450-12-570-EB-15-720-EB-20-800</td>
</tr>
<tr>
<td>1. Chief Cashier</td>
<td>III</td>
<td>Rs. 410-10-580-EB-700</td>
</tr>
<tr>
<td>2. Junior Accountant</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Cahier</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Senior Store Keeper</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Accounts Clerk</td>
<td>IV</td>
<td>Rs. 380-7-450-EB-8-530-EB-10-550</td>
</tr>
<tr>
<td>2. Junior Store Keeper</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Note: - The following existing categories of posts are redesigned.

1. Audit Superintendent as Senior Accountant.
2. Senior Accounts Clerk as Junior Accountant.
3. Junior Accounts Clerk and Bill Clerk as Accounts Clerk.
### SCHEDULE II

Rules for the future maintenance of the Service.

(See Rule &)

<table>
<thead>
<tr>
<th>Name of the post</th>
<th>Method of recruitment</th>
<th>Eligibility conditions</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1</td>
<td>2</td>
</tr>
<tr>
<td><strong>Grade I</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>I. Senior Accountant</td>
<td>By Promotion through a limited departmental competitive examina-</td>
<td>Accountant and Chief Cashier must have completed Grade II with at least 5 years</td>
</tr>
<tr>
<td></td>
<td>tion.</td>
<td>regular service in the grade.</td>
</tr>
<tr>
<td><strong>Grade II</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Accountant</td>
<td>50% by direct recruitment through open competitive examina-</td>
<td>I. Direct recruitment, Age: Between 18 and 25 years, and Qualification: Degree of a</td>
</tr>
<tr>
<td></td>
<td>tion.</td>
<td>recognised university or equivalent; preference will be given to commerce graduates or</td>
</tr>
<tr>
<td></td>
<td></td>
<td>graduates with Mathematics or Statistics as special subjects.</td>
</tr>
<tr>
<td>2. Chief Cashier</td>
<td>50% by promotion through a limited departmental competitive examination.</td>
<td>Qualification: I) Class XII examination passed from a recognised Board or equivalent.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ii) Graduates may be awarded 3 advance increments in the grade scale of pay and con-</td>
</tr>
<tr>
<td></td>
<td></td>
<td>sidered for promotion to next grade after 3 years of service in this grade.</td>
</tr>
<tr>
<td><strong>Grade III</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Junior Accountant</td>
<td>50% by direct recruitment through open competitive examina-</td>
<td>I. Direct recruitment: Age: Between 18 and 25 years (in case of Govt. servants 30 yea-</td>
</tr>
<tr>
<td></td>
<td>nation.</td>
<td>rs)</td>
</tr>
<tr>
<td>2. Cashier</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Senior Store Keeper</td>
<td>50% by promotion through a limited departmental competitive examination.</td>
<td>Qualification: i) Class XII examination passed from a recognised Board or equivalent.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ii) Knowledge in one of the language-Nepali, Bhutia, Lepcha or Limboo desirable.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>iii) Typing at a minimum speed of 30 words per minute.</td>
</tr>
<tr>
<td><strong>Grade IV</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1. Accounts Clerk</td>
<td>By direct recruitment through open competitive examination.</td>
<td>1. Age: Between 18 and 25 years.</td>
</tr>
<tr>
<td>2. Junior Store Keeper</td>
<td></td>
<td>2. Qualification: i) Class X examination passed from a recognised board or equivalent.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ii) Knowledge in one of the language-Nepali, Bhutia, Lepcha or Limboo desirable.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>iii) Typing at a minimum speed of 30 words per minute.</td>
</tr>
</tbody>
</table>
SCHEDULE III

(See Rule 7 (5) )

1. Grade I, II, and III
   1. Joint Secretary in the Establishment Department dealing with Non-gazette cases.
   2. Director of Accounts or Joint Secretary in the Finance Department nominated by the Secretary, Finance.
   3. Any officer not below the rank of Joint Secretary or of equivalent rank nominated by the Chief Secretary. The Committee can also co-opt an officer, if necessary.

2. Grade IV
   1. An officer not below the rank of Joint Secretary or of equivalent rank nominated by the Secretary/Heads of the Department for which appointment has to be made.
   2. Two other Gazetted officers not below the rank of Deputy Secretary or equivalent-one to be nominated by the Secretary, Establishment Department and the other by Secretary, Finance Department.
NOTIFICATION

Whereas the Legislative Assembly of Sikkim was dissolved by the President on the 25th May, 1984 under Article 356 of Constitution;
And whereas it is necessary to hold a general election for the purpose of constituting a new Legislative Assembly for the State;
Now, therefore, in pursuance of sub-section (2) of section 15 of the Representation of the People Act, 1951 (43 of 1951), the Governor of Sikkim is hereby pleased, as recommended by the Election Commission, to call upon all the assembly constituencies in the State to elect members in accordance with provisions of the said Act and of the Rules and Orders made thereunder.

By order of the Governor,

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.

H.R. GUPTA,
Deputy Chief Electoral Officer.
GOVERNMENT OF SIKKIM  
ELECTION DEPARTMENT  
ELECTION COMMISSION OF INDIA  

Nirvachan Sadan,  
Ashok Road, New Delhi-I  
Dated the 1st February, 1985.  
12 Magha, 1906 (S)

NOTIFICATION

No. 464/SKM-LA/85 (1):—Whereas the Governor of Sikkim has, by notification under sub-section (2) of the Section 15 of the Representation of the People Act, i.e. 1951 (43 of 1951) published in the Official Gazette of the State on 1st February, 1985, called upon all the assembly constituencies in the State to elect members for the purpose of constituting a new Legislative Assembly for the State;

Now, therefore, in pursuance of the provisions of section 30 of the said Act, the Election Commission hereby appoints with respect to the said election

(a) the 8th February, 1985 (Friday), as the last date for making nominations;
(b) the 9th February, 1985 (Saturday), as the date for the scrutiny of nominations;
(c) the 11th February, 1985 (Monday), as the last date for the withdrawal of candidatures;
(d) the 5th March, 1985 (Tuesday), as the date on which a poll shall, if necessary, be taken; and
(e) the 9th March, 1985 (Saturday), as the date before which the Section shall be completed.

By Order,  
R.P. BHALLA,  
Secretary to the Election Commission of India.

H.R. GUPTA,  
Deputy Chief Election Officer.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT
ELECTION COMMISSION OF INDIA
Ashok Road,
New Delhi
Dated 1 February, 1985
12 Magha, 1906 (S)

NOTIFICATION

No. 464/KM-LA/85 (2) :-In pursuance of the provision of section 56 of the Representation of the people Act, 1951 (43 of 1951), the Election Commission hereby fixes the hours from 8.00 A.M. to 4.00 P.M. as the hours during which the poll shall, if necessary, be taken at the election to the Legislative Assembly of Sikkim to be held in pursuance of the Governor’ s notification published in the Official Gazette of the State on the 1st February, 1985.

By Order,

R. P. BHALLA,
Secretary to the Election Commission of India.

H.R.GUPTA,
Deputy Chief Election Officer.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT

No. 5(335)/395/Gen/Est. Dated the 1.2.1985.

NOTIFICATION

SIKKIM GOVERNMENT SERVANTS’ (DISCIPLINE AND APPEAL) RULES, 1985.

In exercise of the powers conferred by the proviso to article 309 of the Constitution, the Governor is pleased to make the following rules to regulate the conduct of persons appointed to public services or posts in connection with the affairs of the State of Sikkim, namely :

1. Short title, commencement and application
   (1) These rules may be called the Sikkim Government Servants’ (Discipline and Appeal) Rules, 1985.
   (2) They shall come into force on the date of their publication in the Official Gazette.
   (3) These rules shall apply to every person appointed to a civil-service or post in connection with the affairs of the State of Sikkim and who is subject to the rule-making power of the Government :
      Provided that nothing in these rules shall apply to any Government servant who is a member of an All-India Services or any person serving the State Government on deputation from the Central Government or from any other State Government.

2. Definitions:- In these rules, unless the context otherwise requires,-
   (a) "appointing authority" in relation to a Government servant, means -
      (i) the authority empowered to make appointments to the Service of which the Government servant is, for the time being, a member or to the grade of the Service in which the Government servant is for the time being included ; or
      (ii) the authority empowered to make appointments to the post which the Government servant for the time being holds ; or
      (iii) the authority which appointed the Government servant to such Service grade or post, as the case may be
   (b) "Commission5} means the Sikkim Public Service Commission;
   (c) “Disciplinary authority” means the authority competent under these rules on a Government servant any or the penalties specified in rule 3 ;
   (d) “Government” means the State Government of Sikkim;
   (e) "Government” means servant any person appointed to a public service or post in connection with the affairs of the State of Sikkim, in respect of whom the Governor of Sikkim is empowered to make rules; whether for the time being such person is serving in connection with the affairs of the Government of India or of any State or is on foreign service to a company, corporation, organisation or a local authority and his salary is drawn from sources other than the consolidated Fund of the State of Sikkim;
(f) “Schedule” means the Schedule appended to these rules;
(g) “Service” means any regular service constituted by the Government and include General State Service.

3. Penalties.- The following penalties may, for good and sufficient reasons and as hereinafter provided imposed on a Government servant, namely,
(i) censure;
(ii) withholding of this promotion;
(iii) recovery from his pay of the whole or part of any pecuniary loss caused by him to Government by negligence or breach of orders;
(iv) withholding of increments of pay;
(v) reduction to a lower sage in the time-scale of pay for a specified period, with the directions as to whether or not the Government servant will earn increments of during the period or such reduction and whether on the expiry of such period, the reg- ion will or will not. have the effect of postponing the future increments of his pay; 
(vi) reduction to a lower time-scale of pay, grade, post or Service which shall ordinarily bar to the promotion of the Government servant to the time -scale of pay, grade, post Service from which he was reduced, with or without further directions rewarding of restoration to the grade or post or Service from which the Government servant pro- duced and his seniority and pay on such restoration to that grade, post or Service. 
(vii) compulsory retirement; 
(viii) removal from service which shall not be a disqualification for future employment the Government; 
(ix) dismissal from service which shall not be a disqualification for future employment under the Government. 

Explanation.- The following shall not amount to a penalty within the meaning of this rule, namely:-
(i) withholding of increments of a Government servant for his failure to pass any department examination in accordance with the rules or orders governing the service to which belongs or post which he holds or the terms of his appointment; 
(ii) stoppage of a Government servant at the efficiency bar in the time –scale of pay ground of his unfitness to cross the bar; 
(iii) non-promotion of a Government servant whether in a substantive or officiating of after consideration of his case, to a Service, grade or post for promotion to which eligible; 
(iv) reversion of a Government servant officiating in a higher Service, grade or post to at Service, grade or post, on the ground that he is considered to be unsuitable for such Service, grade or post or any administrative ground unconnected with his 
(v) reversion of a Government servant, appointed on probation to any other Service, grade post, to his permanent Service, grade or post during or at the end of the period of the prob- bation in accordance with the terms of his appointment or the rules and orders such probation. 
(vi) compulsory retirement of a Government servant in accordance with the provision reating to his superannuation or retirement; and 
(vii) termination of the service –
(a) of a Government servant appointed on probation during or at the end period of his probation, in accordance with the terms of his appointment to rules and other governing such probation: or 
(b) of a temporary Government servant appointed on probation during or at the end orders of the appointing authority; or 
(c) of a Government servant, employed under an agreement, in accordance with the terms of such agreement. 

4. Disciplinary Authorities :-
(1) The Governor may impose any of the penalties specified in rule 3 on any Government Servant. 
(2) without prejudice to the provision of sub-rule (1), any of the penalties specified rules 3 may be imposed on a Government servant by the disciplinary authority specified in the Schedule in this behalf.
Provided that the appointing authority may by general or special order empower a sub-ordinate authority to institute disciplinary proceedings and impose any of the penalties on any Class IV Government servant working under such subordinate authority.

5. Procedure for imposing penalties. -

(1) No order imposing any of the penalties specified in rule 3 shall be made except after an inquiry held, as far as may be, in the manner provided in this rules.

(2) Whenever the disciplinary authority is of the opinion that there are grounds for inquiring into the truth or any imputation of misconduct or misbehavior against a Government servant, it may itself inquire into, or appoint an authorised to inquire into the truth thereof. Where the disciplinary authority itself holds the inquiry, any reference in sub-rule (2) to the inquiring authority shall be construed as a reference to the disciplinary authority.

Explanation. -

Where the disciplinary authority itself holds the inquiry, any reference in sub-rule (7) to sub-rule (20) and in sub-rule (22) to the inquiring authority shall be construed as a reference to the disciplinary authority.

(3) Where it is proposed to hold an inquiry against a Government servant, the disciplinary authority shall draw up or cause to be drawn up:

(i) the substance of the imputations of misconduct or misbehavior into definite and distinct articles of charge;

(ii) a statement of the imputation of misconduct or misbehavior in support of each article of charge, which shall contain:

(a) a statement of the relevant facts including any admission or confession made by the Government servant;

(b) a list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained.

(4) The disciplinary authority shall deliver or cause to be delivered to the Government servant a copy of the articles of charge, the statement of the imputations of misconduct or misbehavior and a list or document and witnesses by which each article of charge is proposed to be sustained and shall require the Government servant to submit, within such time, as may be specified, a written statement of his defence and to state whether he desires to be heard in person.

(5) (a) On receipt of the written statement of defence, the disciplinary authority may itself inquire into such of the articles of charge as are not admitted, or, if it considers it necessary so to do, appoint, under sub-rule (2), an inquiry authority for the purpose, and where all the articles of charge have been admitted by the Government servant in his written statement of defence, the disciplinary authority shall record its findings on each charge after taking such evidence as it may think fit and shall act in the manner laid down in sub-rule (25).

(b) If no written statement of defence is submitted by the Government servant, the disciplinary authority may itself inquire into the articles of charge or may, if it considers it necessary so to do, appoint, under sub-rule (2), an inquiring authority for the purpose.

(c) Where the disciplinary authority itself inquires into any of the articles of charge or appoints an inquiring authority for holding an inquiry into such charge, it may, by an order, appoint a Government servant of a legal practitioner, to be known as the “Presenting Officer” to present on its behalf the case in support of the articles of charge.

(6) The disciplinary authority shall, where it is not the inquiring authority, forward to the inquiring authority —

(i) a copy of the articles of charge and the statement of the imputations of misconduct or misbehavior;

(ii) a copy of the written statement of defence, if any, submitted by the Government servant;

(iii) a copy of the statement of witnesses, if any, referred to in sub-rule (3);

(iv) evidence proving the delivery of the documents referred to in sub-rule (3) to the Government servant; and

(v) a copy of the order appointing the “Presenting Office.”

(7) The Government servant shall appear in person before the inquiring authority on such day and such time within ten working days from the date of receipt by him of the articles of charge and the statement of the imputation of misconduct or misbehavior, as the inquiring authority may, by a notice in writing, specify in this behalf, or with such further time, not exceeding ten days, as the inquiring authority may allow.
(8). The Government servant may take the assistance of any other Government servant to present the case on his behalf, but may not engage a legal practitioner for the purpose unless the Presenting Officer appointed by the disciplinary authority is a legal practitioner, or the disciplinary authority, having regard to the circumstances of the case, so permission

(9) If the Government servant who has not admitted any of the articles of charge in his written statement of defence or has not submitted any written statement of defence, appears before the inquiring authority, such authority shall ask him whether he is guilty or has any defence to make and if he pleads guilty to any of the articles or charge, the inquiring authority shall record the plea, sign the record and obtain the signature of the Government servant thereon.

(10) The inquiring authority shall return a findings of guilt in respect of those articles of charge by which the Government servant pleads guilty.

(11) The inquiring authority shall, if the Government servant fails to appear within the specified time or refuses or omits to plead, require the Presenting Officer to produce the evidence by which he proposes to prove the articles of charge, and shall adjourn the case to an altered date not exceeding thirty days, after recording an order that the Government servant may, for the purpose of preparing his defence -

(i) inspect within five days of the order or within such further time not exceeding five days as the inquiring authority may allow, the documents specified in the list referred to in sub-rule (3)

(ii) submit a list of with composed on his behalf:

Note:- If the Government authority writing for the supply of copies of the statement witness mention in the list referred to the inquiring authority shall furnish him with such copies as early as possible and in any case not later than three days before the commencement of the examination of the witnesses on behalf of the disciplinary authority.

(iii) give a notice within ten days of the order or within such further time not exceeding ten days as the inquiring authority may allow, for the discovery or production of any documents which are in the possession of the Government but not mentioned in the list referred to in sub-rule (3).

Note :- The Government servant shall indicate the relevance of the document required by him to be discovered or produced by the Government.

(12) The inquiring authority shall, on receipt of the notice for the discovery or production of documents, forward the same to the authority in whose custody or possession the documents are kept, with a requisition for the production of the documents by such date as may be specified in such requisition:

Provided that the inquiring authority may, for reasons to be recorded in its opinion, not relevant to the case.

(13) On receipt of the requisition referred to in sub-rule (12), every authority having the custody or possession of the requisitioned documents shall produce the same before the inquiring authority:

Provided that if the authority having the custody or possession of the requisitioned documents is satisfied, for reasons to be recorded by it in writing, that the production or all or any of such documents, would be against the public interest or security of the State, it shall inform the inquiring authority accordingly and the inquiring authority shall, on being so informed, communicate the information to the Government servant and withdraw the requisition made by it for the production of discovery of such documents.

(14) On the date fixed for the inquiry, the oral and documentary evidence by which the articles of charge are proposed to be proved shall be produced by or on behalf of the disciplinary authority. The witnesses shall be examined by or on behalf of the Presenting Officer and may be cross-examined by or on behalf of the Government servant. The Presenting Officer shall be entitled to re-examine the witnesses on any points on which they have been cross-examined, but not on any new matter, without the leave of the inquiring authority. The inquiring authority may also put such questions to the witnesses as it thinks fit.

(15) If it shall appear necessary before the close of the case on behalf of the disciplinary authority, the inquiring authority may, in its discretion, allow the Presenting Officer to produce evidence not included in the list given to the Government servant or may itself call for new evidence or recall and re-examine any witness and in such case the Government servant shall be entitled to have, if he demands it, a copy of the list of further evidence proposed to be produced and an adjournment of the inquiry for three clear days before the production of such new evidence, exclusive of the day of adjournment and the day to which the inquiry is adjourned. The inquiring authority shall give the Government servant an oppor-
tunity of inspecting such document before they are taken on the record, the inquiring authority may also allow the Government servant to produce new evidence, if it is of the opinion that the production of such evidence is necessary in the interest of justice.

Note: New evidence shall not be permitted or called for or any witness shall not be recalled to fill up any gap in the evidence. Such evidence may be called for only when there is an inherent lacuna or defect in the evidence which has been produced originally.

(16) When the case for the disciplinary authority is closed, the Government servant shall be required to state his defence, orally or in writing, as he may prefer. If the defence is made orally, it shall be recorded and the Government servant shall be required to sign to record. In either case, a copy of the statement of defence shall be given to the Presenting Officer, if any, appointed.

(17) The evidence on behalf of the Government servant shall then be produced. The Government servant may examine himself in his own behalf if he so prefers. The, witnesses produced by the Government servant shall then be examined and shall be liable to cross-examination, re-examination and examination by the inquiring authority according to the provisions applicable to the witnesses for the disciplinary authority.

(18) The inquiring authority may, after the Government servant closes his case, and shall, if the Government servant has not examined himself if general question him on the circumstances appearing against him in the evidence for the purpose of enabling the Government servant any circumstances appearing in the evidence against him.

(19) The inquiring authority may, after the completion of the production of evidence, hear the Presenting Officer, i.e., the and the Government servant, or permit him to file written briefs of the case, if they so desire.

(20) If the Government servant to whom a copy of the articles of charge has been delivered, does not submit the written statement of defence on or before the specified for the purpose or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of these rules, the inquiring authority may hold the inquiring ex-parte.

(21) Whenever any inquiring authority, after having heard and recorded the whole or any part of the evidence in an inquiry ceases to exercise jurisdiction therein, and is succeeded by another inquiring authority which has, and which exercises, such jurisdiction, the inquiring authority so succeeding may act on the evidence so recorded by its predecessor, or p.: recorded by its predecessor or partly recorded by itself:

Provided that if the succeeding inquiring authority is of the opinion that further examination any of the witnesses whose evidence has already been recorded is necessary in the interests of justice, may recall, examine, cross-examine and re-examine any such witnesses as herein before provided.

(22) (1) After the conclusion of the inquiry, a report shall be prepared and it shall contain
(a) the articles of charge and the statement of the imputations of misconduct or misbehaviour;
(b) the defence of the Government servant in respect of each article of charge.
(c) an assessment of the evidence in respect of each article of charge;
(d) the findings on each article of charge and the reasons therefor.

Explanation.- If in the opinion of the inquiring authority the proceedings of the inquiry establish any or of charge different from the original articles of the charge, it may record its finding on such article of charge

Provided that the findings on such articles of charge shall not be recorded unless the Cover servant has either admitted the facts on which such articles of charge is based or has had a reasonable oppo-

nity of defending himself against such article of charge.

(2) The inquiring authority, where it is not itself the disciplinary authority, shall for ward to the disciplinary authority the records of inquiry which shall including,
(a) the report prepared by it under sub-rule(1);
(b) the written statement of defence, if any submitted by the Government servant;
(c) the oral and documentary evidence produced in the course of the inquiring;
(d) written briefs, if any, filed by the Presenting Officer or the Government servant or both during the course of the inquiry:
(e) the orders, if any, made by the disciplinary authority and the inquiring authority in regard to the inquiry.
(23) The disciplinary authority, if it is not itself the inquiring authority may, for reasons to be recorded by it in writing, remit the case to the inquiring authority for further inquiry and report and the inquiring authority shall thereupon proceed to hold the further inquiry according to the provisions of this rule.

(24) The disciplinary authority shall, if it disagree with the findings of the inquiring authority on any article of charge, records is reason for such disagreement and record its own findings on such charge, if the evidence on record is sufficient for the purpose.

(25) If the disciplinary authority having regard to its findings on all or any of the articles of charge is of the opinion that any of the penalties specified in rule 3 should be imposed on the Government servant, it shall make an order imposing such penalty and it shall not be necessary to give the government servant any opportunity of making representation to the penalty proposed to be imposed:

Provided that in every case where it is necessary to consult the Commission, the record of the inquiry shall be forwarded by the disciplinary authority to the Commission for its advice and such advice shall be taken into consideration before making any order imposing any penalty on the Government servant.

(26) Orders made by the disciplinary authority shall be communicated to the Government servant who shall also be supplied with a copy of the report of the inquiry, if any, held by the disciplinary authority and a copy of its finding each articles of charge, or, where the disciplinary is not the inquiring authority, a copy of the report of the inquiring authority and Government of the finding of the inquiring authority unless they have already been supplied to him and of the advice, if any, given of the Commission, and where the disciplinary: has not accepted the advice the Commission, a brief statement of the such non-acceptance.

6. Common Proceeding:- Where two or more Government servant are Concerned in any case, the Governor or any other disciplinary authority may make an order directing that disciplinary action against all of them may be taken in a common proceeding.

Note:- If the authority competent to impose the penalties specified in rule 3 are different, an order for taking disciplinary action in a common proceeding may be made by the highest of such authorities all the consent of others.

7. Special procedure in certain cases.- Notwithstanding anything contained in rules 5 and 6—

(i) Where any penalty is impose on a Government servant on the ground of conduct which has led to his conviction on a criminal charge, or

(ii) where the disciplinary authority is satisfied, for reasons to be record by it in writing expedient to hold any inquiry in the manner provided in these rules.

(iii) where the Governor is satisfied that in the interest of the security of the State, it is not expedient to hold any Inquiry in the manner provided in these rules.

The disciplinary authority may consider the circumstances of the case and, make such orders thereon as its deems fit.

Provided that the Commission shall be consulted, where such consultation is necessary, before any order is made in any case under this rule.

8. Suspension.-

(1) The appointing authority or any authority to which it is subordinate may place a Government servant under suspension—

(a) where a disciplinary proceeding against him is contemplated or is pending ; or

(aa) where, in the opinion of the authority aforesaid, he has engaged himself in activities prejudicial to the interest of the security of the State ;

(b) where a case against him in respect of any criminal offence is under investigation or trial.

(2) A Government servant shall be deemed to have been placed under suspension by an order of appointing authority.

(a) with effect from the date of detention, if he is detained in custody, whether on a criminal charge or otherwish, for a period of forty-eight hours or more;

(b) with effect from the date of conviction, if, in the event of a conviction for an offence he is sentenced to a term of imprisonment for forty-eight hours or more and is not forthwith dismissed or removed or compulsory retained consequent to such conviction.
Explanation.—The period of forty-eight hours referred to in clause (b) of this sub-rule shall be computed from commencement of the imprisonment after the conviction and for this purpose, intermittent period of imprisonment, if any, shall be taken into account.

(3) Where a penalty of dismissal, removal or compulsory retirement from service imposed upon a Government servant under suspension is set aside in appeal or on review under these rules and the case is remitted for further inquiry or action or with any other directions, the order of his suspension shall be deemed to have continued in force on and from the date of the original order of dismissal, removal or compulsory retirement and shall remain in force until further orders.

(4) Where a penalty of dismissal, removal or compulsory retirement from service imposed upon a Government servant is set aside or declared void in consequence of or by a decision of a court of law and the disciplinary authority, on a consideration of the circumstances of the case, decides to hold a further inquiry against him on the allegations on which the penalty of dismissal, removal or compulsory retirement was originally imposed, the Government servant shall be deemed to have been placed under suspension by the appointing authority from the date of the original order of dismissal, removal or compulsory retirement and shall continue to remain under suspension until further orders.

Provided that no such further inquiry shall be ordered unless it is in a meet a situation where the court has passed an order purely on technical grounds without going into the inquiry of the case.

5. (a) An order of suspension made or deemed to have been made under this rule shall continue to remain in force until it is modified or revoked by the authority competent to do so.

(b) whether in Government servant is suspended or is deemed to have been suspended (whether in connection with any disciplinary proceeding of otherwise), and any other disciplinary proceeded is commended against him during the continuance of that suspension, the authority competent to place him under suspension, may for reasons to be recorded in writing direct that the Government servant shall continue to be under suspension until the termination of all or any of such proceedings.

(c) An order of suspension made or deemed to have been made under this rule may at any time be modified or revoked by the authority which made or is deemed to have made the order.

9. Appeals.—

(1) Notwithstanding anything contained in this rule, no appeal shall be against—

(i) an order made by the Governor;

(ii) any order of an interlocutory nature or of the nature of a step-in-aid or the final disposal of a disciplinary proceeding, other than an order of suspension;

(iii) an order passed by an inquiring authority in the course of an inquiry under rule 5.

(2) Subject to the provisions of sub-rule (1), a Government servant may prefer an appeal against all or any of the following orders, namely:—

(i) an order of suspension made or deemed to have been made under rule 8;

(ii) an order imposing any of the penalties specified in rule 3 whether made by the disciplinary authority or by any appellate or reviewing authority;

(iii) an order enhancing an area penalty imposed under rule 3;

(iv) an order which—

(a) denies or varies to his disadvantage his pay, allowances, pension an disciplinary authority or by any appellate or reviewing authority;

(b) an order impose any of the appellate or in reviewing authority;

(c) stopping him at the efficiency bar in the time scale of pay on the ground of his unfitness to cross the bar;

(d) reverting him while officiating in a higher service grade or post to a lower service, grade or post, otherwise than as a penalty;

(c) reducing or withholding the pension or denying the maximum pension admissible to him under the rules;

(d) determining the subsistence and other allowance to be paid to him for the period of suspension or for the period during which he is deemed to be under suspension or for any portion thereof.
(c) determining his pay and allowance:-
   (i) for the period of suspension; or
   (ii) for the period from date of his dismissed, removal, or compulsory
       retirement from service, or from the date of his reduction to a lower
       services grade, post time-scale or stage in a time-scale of pay, to the
       date of his reinstalment or restoration to his service, grade
       or post; or

(f) determining whether or not the period from the date of his suspension or
   from the date if his dismissed, removal, compulsory retirement or reduction
   to a lower service, grade, post, time-scale of pay or stage in time scale of
   pay to the date his re-instarement or restoration to his service, grade or
   post shall be treated as a period spent on duty for any purpose.

Explanation:- In this rule-
(1) the expression ‘Government servant’ includes a person who has ceased to be in Government
    service;
(2) the expression ‘pension’ includes additional pension, gratuity and any other retirement
    benefit.
(3) A Government servant, including a person who has ceased to be in Government service,
    May prefer an appeal against all or any of the orders specified in sub-rule (2) to the authority
    Specified in this behalf in the Schedule.

Provided that an appeal against an order in a common proceeding held under rule 6 shall lie to
the authority to which the authority functioning as the disciplinary authority for the purpose of
that proceeding is immediately subordinate.

(4) No appeal preferred under this rule shall be entertained unless such appeal is preferred
within a period of forty-five days from the date on which copy of the order appealed
against is delivered to the appellant:

Provided that the appellate authority may entertain the appeal after the expiry of the said period
If it is satisfied that the appellant had sufficient cause for not preferring the appeal in time.

(5) (a) In the case of an appeal against an order of suspension, the appellate authority
    shall consider whether in the light of the provisions of rules and having regard to
    the circumstances of the case, the order of suspension is justified or not and
    conform or revoke the order accordingly.

(b) In the case of an appeal against an order imposing any of the penalties specified in
    Rule 3 the appellate authority shall consider:-
   (i) whether the procedure laid down in these rules has been complied with,
       and if not, whether such non-compliance has resulted in the violation of
       any provision of the Constitution of India or in the failure of justice;
   (ii) whether the findings of the disciplinary authority are warranted by the evi-
       Dence on the record and
   (iii) whether the penalty or the enhanced penalty imposed is adequate, inadequate
       or severely;
       and pass orders:-
       (i) conferring, enhancing, reducing or setting aside the penalty; or
       (ii) remitting the case to the authority which imposed or enhanced the penalty.

Provided that
   (i) the Commission shall be consulted in all cases where such consultation is
       necessary;
   (ii) no order imposing enhanced penalty shall be made unless the appellant
       has been given a reasonable opportunity of making representation against
       such enhanced penalty.

© In an appeal against any other order specified in rule 9(2), the appellate
Authority shall consider all the circumstances of the case and make such
Orders as it may deem just and equitable.

10. Revision:-
(1) Notwithstanding anything contained in these rules, the Governor may at any time, either
   on his own motion or otherwise call for the records of any inquiry and revise any order
   made under these rules or under the rules repeated by rule II from which an appeal is
allowed, but from which no appeal has been preferred or from which no appeal is allowed after consultation with the Commission where such consultation is necessary, and may-

(a) confirm, modify or set aside the order; or
(b) confirm, reduce enhance or set aside the penalty imposed by the order, or impose any penalty where no penalty has been impose; or
(c) remit the case to the authority which made order or to any other authority directing such authority to make such further inquiry as it may consider proper in the circumstance of the case; or
(d) pass such other order as it may deem fit;

Provide that no order imposing or enhancing any penalty shall be made by the revising authority unless the Government servant concerned has been given a reasonable opportunity of making a representation against the penalty proposed.

(2) An application for revision shall be dealt with in the same manner as if it were an appeal under these rules.

11. Review.- The Governor may, at any time, either on his own motion or otherwise, review any order passed under these rules, when any new material or evidence which could not be produce or was not available at the time of passing the order under review and which has the effect of changing the nature of the case, has come or has been brought to his notice;

Provided that no order imposing or enhancing any penalty shall be made by the Governor unless the Government servant concerned has been given a reasonable opportunity of making a representation against the penalty proposed, subject to the provision of rules 7 and except after consultation with the Commission where such brought, to his notice:

12. Repeal and Saving.-

(1) On and from the date of commencement of these rules, the Sikkim Government Servant’s Discipline and Appeal Rules, 1974 shall be repealed:

Provided that-

(a) such repeal shall not affect the previous operation of the said rules, or any notification or order made, or anything done, or any action taken, thereunder;
(b) any proceedings under the said rules pending at the commencement of these rules shall be continued and disposed of, as far as may be, in accordance with the provisions of these rules, as if such proceedings were proceedings under these rules.

(2) Nothing in these rules shall be construed as depriving any person to whom these rules apply of any right of appeal which had accrued to him under the rules, notification or order in force before the commencement of these rules.

(3) An appeal pending at the commencement of these rules against an order made before such commencement shall be considered and orders thereon shall be made, notification or orders in these rules as if such orders were made and the appeals were preferred under these rules.

(4) As form the commencement of these rules any appeal or application for review against any orders made before such commencement shall be preferred or made under these rules, as if such orders were made under these rules;

Provided that nothing in these rules shall be construed as reducing any period of limitation for an appeal or review provided by any rule in force before the commencement of these rules.

13. Removal of double.- If any doubt arises as to the interpretation of any of the provisions of these rules, it shall be referred to the Government in the Establishment Department whose decision thereon shall be final.

T.CHHOPHEL,
Secretary into the Govt. of Sikkim.
Establishment Department.
### 10 SCHEDULE
(See rule 4 (2))

<table>
<thead>
<tr>
<th>Disciplinary Authority</th>
<th>Powers which he is authority to exercise</th>
<th>Appellate Authority</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Class I Officers of the Govt.</td>
<td>Governor</td>
<td>All</td>
</tr>
<tr>
<td>2. Class II Gazette Officer of the Government</td>
<td>Governor</td>
<td>All</td>
</tr>
<tr>
<td>3. Class III and IV Government Servant</td>
<td>Secretary-in-charge of the Department.</td>
<td>All</td>
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PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

NOTIFICATION

In pursuance of sub-rule (2) of rules 11 of the Conduct of Elections Rules, 1961, the list of contesting candidates in form 7A is hereby published for general information.

FORM 7A

ELECTION TO THE SIKKIM LEGISLATIVE ASSEMBLY

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of Candidate</th>
<th>Address of Candidate</th>
<th>Party Affiliation</th>
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<tbody>
<tr>
<td>1</td>
<td>Ashok Kumar Subba</td>
<td>Lall Market, Gangtok</td>
<td>Janata</td>
<td>Halder within Wheel (Chakra Halder)</td>
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<tr>
<td>2</td>
<td>Kongjong Bhutia</td>
<td>Yoksom</td>
<td>Independent</td>
<td>Bucket</td>
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<tr>
<td>3</td>
<td>Mangal Limboo</td>
<td>Darap, West Sikkim</td>
<td>Independent</td>
<td>Goat</td>
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<td>Prithiraj Limboo</td>
<td>Maney-bong, Uttarey</td>
<td>Independent</td>
<td>Lion</td>
</tr>
<tr>
<td>5</td>
<td>Sanchamen Subba</td>
<td>Pelling-Geyzing</td>
<td>Sikkim Sangram Parishad</td>
<td>Elephant</td>
</tr>
<tr>
<td>6</td>
<td>Shrijetha Subba</td>
<td>Sardong, Geyzing</td>
<td>Indian National</td>
<td>Hand</td>
</tr>
<tr>
<td>7</td>
<td>Sonam Paljor Bhutia</td>
<td>Lingchom, Geyzing</td>
<td>Independent</td>
<td>Tiger</td>
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<tr>
<td>8</td>
<td>Til Bahadur Gurung</td>
<td>Darap, West Sikkim</td>
<td>Independent</td>
<td>Chair</td>
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2 – TASHIDING CONSTITUENCY (BL)

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<td>Sikkim Prajatantra Ladder Congress</td>
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<td>Tikjek, Geyzing</td>
<td>Independent</td>
<td>Fish</td>
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<tr>
<td>5</td>
<td>Ugen Pincho Bhutia</td>
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<td>Ganga Prasad Sharma</td>
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<td>Independent Chair</td>
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<td>Geyzing, West Sikkim</td>
<td>Independent Scales</td>
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<td>Kyonga, Geyzing</td>
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<td>Tikjek, Geyzing West Sikkim</td>
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5 – BERMIOK CONSTITUENCY

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### 14 — MELLI CONSTITUENCY

1. **Chabilal Rai**  
P.O. Tadong, East Sikkim  
Janata  
Haldar within Wheel  
(Chakra Haldar)
2. **Chandra Khaling**  
Turuk Busty, P.O. Melli  
Independent  
Fish
3. **Diliram Basnet**  
Sadam, Sukrabarey, P.O. Sumuk.  
Sikkim Sangram  
Parishad  
Elephant
4. **Grish Chandra Rai**  
Karkkey Block, P.O. Sumuk.  
Indian National  
Congress  
Hand
5. **Mohan Prasad Sharma**  
Melli Dara P.O. Melli Bazar.  
Independent  
Scales

### 15 — RATEYPANI - WEST PENDAM CONSTITUENCY (SC)

1. **Badri Thatal**  
Namchi Bazar, P.O. Namchi  
Indian National  
Congress  
Head
2. **Bir Bahadur Lohar**  
Development Area, Gangtok.  
Independent  
Bow and Arrow
3. **Chandra Kumar Mohora**  
Deorali Bazar, P.O. Tadong  
Sikkim Sangram  
Parishad  
Elephant
4. **Deepandra Kumar Singh**  
Singtam Bazar, P.O. Singtam  
Independent  
Lion
5. **Madhukar Darjee**  
P.O. Sombaria, West Sikkim  
Independent  
Fish

### 16—TEMI TARKU CONSTITUENCY

1. **D.B. Basnet**  
National High way, Gangtok  
Indian National  
Hand
2. **Bishunu Kumar Rai**  
Ramaram, P.O. Maniram  
Independent  
Fish
3. **Diki Lhamu**  
Bermiok Tokal  
Independent  
Lock and Key
4. **Garjaman Gurung**  
Kabrey Block, P.O. Namthang  
Independent  
Bow and Arrow
5. **Gopal Dass Chettri**  
Burul Busty, P.O. Bermiok  
Independent  
Clock
6. **Indra Bahadur Rai**  
Pobik Busty, P.O. Pobik, East Sikkim  
Sikkim Sangram  
Parishad  
Elephant
7. **Man Bahadur Rai**  
Tarku, Zero Mile South Sikkim  
Janata  
Haldar within Wheel  
(Chakra Haldar)
8. **Nar Bahadur Khatriwara**  
Tadong, Gangtok  
Sikkim Prajatantra  
Congress  
Ladder

### 17— CENTRAL PENDAM-EAST PENDAM CONSTITUENCY

1. **Bhuwani Prasad Kharel**  
Rangpo  
Indian National  
Hand
2. **Kundhan Mull Sarda**  
Singtam  
Independent  
Scales
3. **Lok Narayan Pradhan**  
Duga  
Independent  
Tiger
4. **Pratap Singh Giri**  
Gangtok  
Sikkim Prajatantra  
Congress  
Ladder
5. **D.B. Subba**  
Singtam  
Independent  
Fish
6. **Sukumar Pradhan**  
Rangpo  
Sikkim Sangram  
Parishad  
Elephant
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<td>Ears of Corn &amp; Sickle</td>
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<td>Janata</td>
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<td>Khara Nanda Adhikari</td>
<td>Rhenock</td>
<td>Independent</td>
<td>Tiger</td>
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<td>Udal Chandra Vasistha</td>
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19 — REGU CONSTITUENCY

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<td>Kama Bahadur</td>
<td>Rongli</td>
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<td>Khusunarayan Pradhan</td>
<td>Rongli</td>
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<td>Lok Bahadur Gurung</td>
<td>Rhenock</td>
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<td>Chujachen</td>
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<td>Hammer Sickle and Star</td>
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<td>Bow and Arrow</td>
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<td>Chujachen</td>
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20 - PATHING CONSTITUENCY (B.L)

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<td>Ranipool</td>
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<td>Sangey</td>
<td>Parkha</td>
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21- LOOSING PACHINE CONSTITUENCY

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22- KHAMDONG CONSTITUENCY (S.C)

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<th>Party</th>
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<td>27 — MARTAM CONSTITUENCY (B.L.)</td>
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**27 — MARTAM CONSTITUENCY (B.L.)**

1. Chamla Tshering Bhutia  
   Gangtok  
   Sikkim Sangram Parishad  
2. Duge Bhutia  
   Ranipool  
   Independent  
   Fish  
3. Palden Wangchuk  
   Song  
   Indian National Congress  
4. Ruth Karthak Lepchani  
   Singtam  
   Independent  
   Car

**28 — RUMTEK CONSTITUENCY (B.L.)**

1. Kinga Bhutia  
   Lingdum  
   Independent  
   Chair  
2. Namgey Bhutia  
   Rumnak  
   Independent  
   Lion  
3. Namgayal Tshering Bhutia  
   Tadong  
   Independent  
   Spade  
4. Ongney Tob Bhutia  
   Ravang  
   Sikkim Sangram Parishad  
   Elephant  
5. Phigu Tshering  
   Gangtok  
   Sikkim Prajatantra Congress  
   Ladder  
6. Rinzing Ongmu  
   Chandmari  
   Indian National Congress  
   Hand

**29 — ASSAM LNGJEY CONSTITUENCY (B.L.)**

1. Dawa Gyalpo Kazi  
   Gangtok  
   Sikkim Prajatanta Congress  
   Ladder  
2. Dawa Thruu  
   Rongli  
   Independent  
   Fish  
3. Gompo Namgyal Kazi  
   Gangtok  
   Janata  
   Haldar within Wheel (Chakra Haldar)  
4. Phurba Wangdi Bhutia  
   Tathangchen  
   Independent  
   Bow and Arrow  
5. Sherba Pladen  
   Tathangchen  
   Indian National Congress  
   Hand  
6. Sonam Dupden Lepcha  
   Chota Singtam  
   Sikkim Sangram Parishand  
   Elephant

**30 — RANKA CONSTITUENCY (B.L.)**

1. Dorjee Tshering Bhutia  
   Gangtok  
   Sikkim Sangram Parishad  
   Elephant  
2. Lobsang Palden  
   Chandmari  
   Independent  
   Fish  
3. Tashi Topgay Bhutia  
   Gangtok  
   Sikkim Prajatanta Congress  
   Ladder  
4. Chyangba Tamang  
   Pathing  
   Independent  
   Bow and Arrow  
5. M.K. Chhetri  
   Tadong  
   Indian National Congress  
   Hand  
6. Chyangba Tamang  
   Pathing  
   Independent  
   Scales  
7. Chyangba Tamang  
   Pathing  
   Independent  
   Bow and Arrow  
8. Chyangba Tamang  
   Pathing  
   Independent  
   Lock and Key  
9. Chyangba Tamang  
   Pathing  
   Independent  
   Boat  
10. Chyangba Tamang  
    Pathing  
    Independent  
    Clock  
11. Chyangba Tamang  
    Pathing  
    Independent  
    Fish  
12. Chyangba Tamang  
    Pathing  
    Independent  
    Deer  
13. Chyangba Tamang  
    Pathing  
    Independent  
    Lion
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<td>Namkha Gyaltsen</td>
<td>Ralong</td>
<td>Sikkim Sangram Parishad</td>
<td>Elephant</td>
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</tbody>
</table>

L.T. TONYOT
JOINT CHIEF ELECTORAL OFFICER, SIKKIM FOR
CHIEF ELECTORAL OFFICER
SIKKIM : GANGTOK.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT

No.38 /(G)/Est. Dated Gangtok, the 8. 2. 1985.

Appointment of Chief Secretary-cum-Adviser to the Governor of Sikkim

NOTIFICATION

Read: Message No: V/11014/1/85-CSR dated 6th February, 1985:

Shri K. M. L. Chhabra, I.A.S- ( Tamil Nadu 1957 ) has been appointed as Chief Secre-
tary-cum- Adviser to the Governor of Sikkim with immediate effect as communicated by the
Ministry of Home Affairs, Government of India vide their message cited above. He has assumed
charge of the post with effect from the afternoon of 6.2.85.

By Order.

L. B. RAI,
Joint Secretary to the Govt. of Sikkim
Establishment Department.

PRINTED AT THE SIKKIM GOVERNMENT PRBSS, GANGTOR.
ELECTION COMMISSION OF INDIA

NEW DELHI,
Dated the 1st February, 1985.
Magna 12, 1906 (Saka).

NOTIFICATION

S.O.-Whereas the Election Commission is satisfied that as a result of its poll performance at the general election to the house of the People from Sikkim State held in December, 1984, the Sikkim Sangram Parishad is entitled for registration and recognition as a State Party in the State of Sikkim in terms of paragraphs 3 and 6 of the Election Symbols (Reservation and Allotment) Order, 1968;

And whereas the Commission has decided to recognise the Sikkim Sangram Parishad as a State of Party in the State of Sikkim, and reserve the election symbol 'Elephant' for the said party in that State;

Now, therefore, in pursuance of clause (b) and (d) of sub-paragraph (1) and sub-paragraph (2) of paragraph 17 of said Order, the Election Commission hereby makes the following amendments in its notification No.56/84-VIII dated the 13th November, 1984, published in the Gazette of India, Extraordinary, Part II, section 3(iii), dated the 16th November, 1984, as amended from time, namely -

(1) In Table 2 of the said notification, in the entries relating to Sikkim States, under columns 2 and 3, after the entry "2. Sikkim Prajatantra Congress........................................ .Ladder", the entry "3. Sikkim Sangram Parishad…………………...........................Elephant" shall be added.

(2) In Table 4 of the said notification, against the State of 18-Sikkim mentioned in column "thereof, the entry "11. Elephant" mentioned in column 2 thereof shall be deleted and the existing entries 12 to 25 shall br re-numbered as 11 to 24.

The recognition granted above is subject to the following conditions;

(i) The party shall communicate to the Commission without delay any change in its name, head office, office bearers, address of office- bearers and political principles, policies, aims and objectives and any change in any other materials matters ;
(ii) The party shall intimate the Commission immediately whenever any amendments are issued to party constitution alongwith the relevant documents like the notice for the meeting, minutes of the meeting where the amendments have been carried, etc ;
(iii) The party shall maintain all the records like minutes book, account books, membership registers, receipt books etc. properly;
(iv) The said records shall be open for inspection at any time by the authorised representation of the Commission; and
(v) The recognition granted shall be reviewed by the Commission from time to time.

By Order.

(H.R.Gupta)  
Deputy Chief Electoral Officer

No. 56/84 - VIII  
Sd/- (V.K. RAO)  
SECRETARY

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

No.26/H

Gangtok, Sikkim

Dated, 14th February, 1985.

Election Commission of India's notification No.56/84-IX dated 6th February, 1985 is republished for general information.

ELECTION COMMISSION OF INDIA

NEW DELHI

Dated the 6th February, 1985.

Magha 17, 1906 (Saka)

NOTIFICATION

S.O.— In pursuance of clause (d) of sub-paragraph (1) and sub-paragraph (i) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby makes the following further amendments in its notification N0.C6/84-I, dated the 13th November, 1984, published in the Gazette of India, Extraordinary, Part II, Section 3 (iii), dated the 16th November, 1984 and as amend from time to time, namely ;-

In TABLE 4 of the said notification,

(1) against item 1-Andhra Pradesh add under column 2 the following entries.

26. Bow and Arrow
27. Bucket
28. Car
29. Coconut tree bearing fruits
30. Cultivator cutting crop
31. Deer
32. Drum
33. Eagle about to Fly
34. Goat
35. Hand Pump
36. Horse and Rider
37. Hurricane Lamp
38. Jug
39. Lock and Key
40. Peacock
(2) against item 3. Bihar, add under column 2 the following entries :-
29. Aeroplane
30. Hand Pump
31. Peacock
32. Plough
33. Tractor
34. Radio
35. Goat

(3) against item 4. Gujarat, add under column 2 the following entries:-
20. Aeroplane
21. Chair
22. Fish
23. Hurricane Lamp
24. Lock and Key
25. Spectacles

(4) against item 8. Karnataka, add under column 2 the following entries :-
32. Coconut tree bearing fruits
33. Hand Pump
34. Inkpot and Pen
35. Hurricane Lamp
36. Jug
37. Letter Box
38. Lock and Key
39. Spectacles

(5) against it item 10. Madhya Pradesh, add under column 2 the following entries :-
48. Spade
49. Two cultivators returning after cutting crop
50. Watch
51. Two cultivators cutting crop

(6) against item 17. Rajasthan, add under column 2 of the following entries :-
29. Bow and Arrow
30. Bucket
31. Clock
32. Dam
33. Drum
34. Eagle about to fly
35. Goat
36. Hand Pump
37. Horse and Rider
38. Inkpot and Pen
39. Jug
40. Lock and Key
41. Pigeon
42. Radio
43. Ship
44. Spectacles
45. Two swords and a shield

(7) against item 18, Sikkim, add under column 2 the following entries :-
25. Aeroplane
26. Bucket
27. Hand Pump
28. Railway Engine
29. Tractor
30. Watch
(8) against item 31. Pondicherry, add under column 2 the following entries •-

14. Bucket
15. Camel
16. Cup and Saucer
17. Eagle about to fly
18. Goat
19. Pot
20. Spectacles

Na.56/84-IX

By order,

(H.R. GUPTA)
DEPUTY CHIEF ELECTORAL OFFICER

(V.K. RAO)
SECRETARY
ELECTION COMMISSION OF INDIA.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK


The Government of India, Ministry of Health and Family Welfare, Notification published in the Gazette of India, Extraordinary, part II, Section 3(ii) dated the 5th October, 1984", is republished for general information:

S.O. 767(E):— In exercise of the powers conferred by paragraph (2) of the notification of the Government of India, in the Ministry of Home Affairs, No. SO. 529(E), dated the 22nd July, 1989, the Central Government hereby appoints the 15th day of September, 1984, as the date on which the Drugs and Cosmetics Act, 1940 (23 of 1940) shall come into force in the State of Sikkim.

S. V. SUBRAMANIYAN,
Joint Secretary to the Government of India.

J.K. THAPA,
Secretary to the Govt. of Sikkim
Health Department.
F. No. 36/77-78/H. & F W.
GOVERNMENT OF SIKKIM
FINANCE (INCOME TAX & COMMERCIAL TAXES) DEPARTMENT

No. 832/ST/1063.                                                    Dated Gangtok, the 22nd December, 1984

NOTIFICATION

In exercise of the powers conferred by sub-rule (2) of rule 6 of the Sikkim Sales Tax Rules, 1983, the Commissioner of Commercial Taxes hereby orders that the following amendment shall be made in notification of the Government of Sikkim, Finance, (Income Tax and Commercial Taxes) Department No. 832/9T/3609, dated the 12th August, 1983, namely:—

In the said notification, for the expression "Rs. 1,00,000 (Rupees one lakh)" appearing in item 1, the following expression shall be substituted, namely:—

"Rs. 3,00,000 (Rupees three lakhs)."

2. This amendment take effect from the date of publication of this notification in the Official Gazette.

R. NARAYANAN,
Commissioner,
Department of Commercial Taxes,
Government of Sikkim,
Gangtok.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 54(67)/Home/84/890

Dated Gangtok, the 15th February, 1984.

NOTIFICATION

The Governor is pleased to declare 5th March, 1985 the date of poll for the ensuing General Elections to the State Assembly, as public holiday throughout the State.

By Order.

J.T. DENSAPA,
Home Secretary,
Government of Sikkim.
No.16    Gangtok, Thursday February, 21, 1985.

GOVERNMENT OF SIKKIM
LAW DEPARTMENT GANGTOK.

Notification No. J/LD/RC/85. N
Dated the 14th February, 1985.

The following Act of Parliament having received the assent of the President on the
18th May 1984 and published in the Gazette of Extraordinary, Part II, Section I, on the same
date, is republished for general information:—

THE NATIONAL SECURITY (AMENDMENT) ACT, 1984
(No. 24 of 1984)

An Act to amend the National Security Act, 1980, in its application:
to the State of Punjab and the Union territory of Chandigarh.

BE it enacted by Parliament in the Thirty-fifth Year of the
Republic of India as follows:—

1. (1) This Act may be called the National Security (Amend-
(2) It shall be deemed to have come into force on the 5th
day of April, 1984.

2. The National Security Act, 1980 (hereinafter referred to as
the principal Act) shall, in its application to the State of Punjab and
the Union territory of Chandigarh, have effect subject to the amend-
ments specified in sections 3 to 5.

3. In sub-section (4) of section 3 of the principal Act, in the
proviso,—
(a) for the words "ten days", the words "fifteen days" shall
be substituted;
(b) for the words "fifteen days", the words "twenty days"
shall be substituted.

4. In section 8 of the principal Act, in sub-section (1), for the
words "ten days", the words "fifteen days" shall be substituted.

5. In the principal Act, after section 14, the following section
shall be inserted, namely:—
'14A. (1) Notwithstanding anything contained in the foregoing provisions of this Act, any person in respect of whom an order of detention has been made under this Act at any time before the 3rd day of April, 1985 may be detained without obtaining the opinion of the Advisory Board for a period longer than three months, but not exceeding six months, from the date of his detention Where such person had been detained with a view to preventing him from acting, in any disturbed area in any manner prejudicial to—

(a) the defence of India; or
(b) the security of India; or
(c) the security of the State; or
(d) the maintenance of public order; or
(e) the maintenance of supplies and services essential to the community.

Explanation 1. — The provisions of the Explanation to sub-section (2) of section 3 shall apply for the purposes of this sub-section as they apply for the purposes of that sub-section.

Explanation 2. — In this sub-section, "disturbed area" means any area which is for the time being declared by notification under section 3 of the Punjab Disturbed Areas Act, 1983, or under section 3 of the Chandigarh Disturbed Areas Act, 1983, to be a disturbed area.

(20) In the case of any person to whom sub-section (1) applies, sections 10 to 13 shall have effect subject to the following modifications, namely:—

(a) in section 10, for the words "shall, within three weeks", the words "shall, within four months and two weeks" shall be substituted;
(b) in section 11,—
   (i) in sub-section. (1), for the words "seven weeks", the words "five months and three weeks" shall be substituted;
   (ii) in sub-section (2), for the words "detention of the person concerned", the words "continued detention of the person concerned" shall be substituted;
(c) in section 12, for the words "for the detention", at both the places where they occur, the words "for the continued detention" shall be substituted;
(d) in section 13, for the words "twelve months", the words "two years" shall be substituted.

6. (1) The National Security (Amendment) Ordinance, 1984, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

ZAIL SINGH,
President,
R.V.S. PERI SASTRI,
Secretary to the Govt. of India
BR. PRADHAN,
Secretary to the Government of Sikkim,
Law Department.
F. No. 11 (215)/LD/80.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK


The following Ordinance promulgated by the President on the 21st June, 1984 and published in the Gazette of India, Extraordinary, Part II, Section I, on the same date, is general information:—

THE NATIONAL SECURITY (SECO-D AMENDMENT) ORDINANCE, 1984

(No. 6 OF 1984)

Promulgated by the President in the Thirty-fifth Year of the Republic of India.

An Ordinance further to amend the National Security Act, 1980.

WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. (1) This Ordinance may be called the National Security (Short title and Commencement
Second Amendment) Ordinance, 1984.

(2) It shall come into force at once.

Insertion of new section 5A.

In the National Security Act, 1980 (hereinafter referred to as the principal Act), after section 5, the following section shall be inserted, namely:—

Ground of detention.

"5A. Where a person has been detained in pursuance of an order of detention whether made before or after the commencement of the National Security (Second Amendment) Ordinance, 1984] under section 3 which has been made on two or more grounds, such order of detention shall be deemed to have been made separately on each of such grounds and accordingly—

"
(a) such order shall not be deemed to be invalid or inoperative merely because one or some of the grounds is or are—
   (i) vague,
   (ii) non-existent,
   (iii) not relevant,
   (iv) not connected or not proximately connected with such person, or
   (v) invalid for any other reason whatsoever,
and it is not therefore, possible to hold that the Government on officer making such order would have been satisfied as provided in section 3 with reference to the remaining ground or grounds and made the order of detention;
(b) the Government or officer making the order of detention shall be deemed to have made the order of detention under the said section after being satisfied as provided in that section with reference to the remaining ground or grounds."

3. In section 14 of the principal Act, for sub-section (2), the following sub-section shall be substituted, namely:

"(2) The expiry or revocation of a detention order (hereafter in this sub-section referred to as the earlier detention order) shall not whether such earlier detention order has been made before or after the commencement of the National Security (Second Amendment) Ordinance, 1984 bar the making of another detention order (hereafter in this sub-section referred to as the subsequent detention order) under section 3 against the same person:
Provided that in a case where no fresh facts have arisen after the expiry or revocation of the earlier detention order made against such person, the maximum period for which such person may be detained in such pursuance of the subsequent detention order shall, in no case, extend beyond the expiry of a period of twelve months from the date of detention under the earlier detention order."

4. In the principal Act as applicable to the State of Punjab and the Union territory of Chandigarh, in section 14A, in sub-section (2),
   (i) in the opening portion, for the words and figures section 10 to 13", the words and figures "sections 10 to 14" shall be substituted;
   (ii) after clause (d), the following clause shall be inserted, namely:—
   "(e) in section 14, in the provision to sub-section (2), for the words "twelve months", the words "two years" shall be substituted."

ZAIL SINGH,
President.

R. V.S. PERI SASRI,
Secretary to the Government

B. R. PRADHAN,
Secretary to the Government

Law Department.
F. No. 11 (215)/LD/80

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
The Government of India, Ministry of Law, Justice and Company Affairs, Notification published in the Gazette of India, Extraordinary, Part II, Section 3 (ii) dated the 27th August, 1984, is republished for general information:—

S.O. 641 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No S.O-529(E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Indian Contract Act, 1872 (9 of 1872) shall come into force in the State of Sikkim.

S.O. 642 (E). - In pursuance of the notification of the Government of in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Indian Trusts Act, 1882 (2 of 1882) shall come into force in the State of Sikkim.

S.O. 643 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Transfer of Property Act, 1882 (4 of 1882) shall come into force in the State of Sikkim.

S.O. 644 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Guardians and Wards Act, 1890 (8 of 1890) shall come into force in the State of Sikkim.

S.O. 645 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Sale of Goods Act, 1930 (3 of 1930) shall come into force in the State of Sikkim.

S.O. 646 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Arbitration Act, 1940 (10 of 1940) shall come into force in the State of Sikkim.

S.O. 647 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Limitation Act, 1963 (36 of 1963) shall come into force in the State of Sikkim.

S.O. 648 (E). – In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Specific Relief Act, 1963 (47 of 1963) shall come into force in the State of Sikkim.
S.O. 649 (E). — In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983 the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Oaths Act, 1969 (44 of 19) shall come into force in the State of Sikkim.

S.O. 650 (E). — In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Powers of Attorney Act, 1882 (7 of 1882) shall come into force in the State of Sikkim.

S.O. 651 (E). — In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Partition Act, 1893 (4 of 1893) shall come into force in the State of Sikkim.

S.O. 652 (E). — In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Indian Majority Act, 1875 (12 of 1855) shall come into force in the State of Sikkim.

S.O. 653 (E). — In pursuance of the notification of the Government of India in the Ministry of Home Affairs No. S.O. 529 (E) dated the 22nd July, 1983, the Central Government hereby appoints the 1st day of September, 1984 as the date on which the Legal Representatives Suits Act 1855 (12 of 1855) shall come into force in the State of Sikkim.

C. R. MENON,
Joint Secretary to the Government of India

B. R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.
F. No. 11 (300) LD/1985

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 7(?)/Home/80/1 Dated Gangtok, the 22nd February, 1985.

NOTIFICATION

In exercise of the powers conferred by Section 9 of the National Security Act, 1980 (Central Act, 65 of 1980), the State Government hereby constitutes an Advisory Board and appoints the following as members of the said Board:—

1. Shri Justice P. S. Dayal, Judge, High Court of Sikkim, Gangtok.
2. Shri G. P. Roy, District & Sessions Judge, Gangtok.
3. Shri S. N. Sapra, Advocate, 139 Lawyers' Chamber, High Court Building, New Delhi.

The State Government further appoints Hon'ble Shri Justice R.S Dayal as Chairman of the said Advisory Board,

By order and in the name of the Governor.

J.T. DENSAPA,
Home Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No.7(7) Home/80/2 Dated Gangtok, the 22nd February, 1985.

ORDER

In exercise of the powers vested in the State Government under Sub-Section (3) of Section 3 of the National Security Act, 1980 (Central Act No. 65 of 1980), the State Government, being satisfied that it is necessary so to do, directs the District Magistrates, South, West, North and East Districts to exercise powers conferred by sub-Section (2) of Section 3 of the National Security Act, 1980.

This order will remain in force for a period of 3 (three) months from the date of its issue.

By order and in the name of the Governor.

J. T. DENSAPA,
Home Secretary,
Government of Sikkim.

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GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

No. 3(2) Home /84
Dated Gangtok, the 28th February, 1985.

In exercise of the powers conferred by Section 12 of the Code of Criminal Procedure, 1989, the State Government hereby invests the following officers as Magistrates of the First Class with powers to make order under Section 144 of the Code of Criminal Procedure 1898, for the period from 2nd March, 1985 to 9th March, 1985 within the District indicated against their names :-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name</th>
<th>Designation</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Shri. K.N. Sharma</td>
<td>D.D.O</td>
<td>East</td>
</tr>
<tr>
<td>2.</td>
<td>Shri. Sonam Dorji</td>
<td>S.D.M</td>
<td>East</td>
</tr>
<tr>
<td>4.</td>
<td>Shri. Tseten Dorjee Lepcha</td>
<td>S.D.M. (Mangan)</td>
<td>North</td>
</tr>
<tr>
<td>5.</td>
<td>Shri. D.P. Kaleon</td>
<td>D.D.O</td>
<td>North</td>
</tr>
<tr>
<td>6.</td>
<td>Shri. Nezing Lepcha</td>
<td>Revenue Officer (Mangan)</td>
<td>North</td>
</tr>
<tr>
<td>7.</td>
<td>Shri. Sherab Namgal</td>
<td>S.D.M. Ravangla</td>
<td>South</td>
</tr>
<tr>
<td>8.</td>
<td>Shri. Rohit Pradhan</td>
<td>D.E.(Roads &amp; Bridges)</td>
<td>South</td>
</tr>
<tr>
<td>10.</td>
<td>Shri. Rinhen Chingapa</td>
<td>D.D.O.</td>
<td>South</td>
</tr>
<tr>
<td>11.</td>
<td>Shri. Karma Bhattia</td>
<td>Dy. Director, Agri</td>
<td>South</td>
</tr>
<tr>
<td>12.</td>
<td>Shri. K.B. Rai</td>
<td>Dy. Director, Animal Husbandry (Namchi)</td>
<td>South</td>
</tr>
<tr>
<td>13.</td>
<td>Shri. Kunzang Chultim</td>
<td>S.D.M. Namchi</td>
<td>West</td>
</tr>
<tr>
<td>14.</td>
<td>Shri. B.P. Dahal</td>
<td>Dist. Information Officer</td>
<td>West</td>
</tr>
<tr>
<td>15.</td>
<td>Smt. N. Yethenpa</td>
<td>S.D.M. Gyalzing</td>
<td>West</td>
</tr>
<tr>
<td>17.</td>
<td>Smt. S. Shimal</td>
<td>S.D.M</td>
<td>West</td>
</tr>
<tr>
<td>18.</td>
<td>Smt. J.P. Subba</td>
<td>D.D.A</td>
<td>West</td>
</tr>
</tbody>
</table>

By Order.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

No. 6(61) Home/84/1                                           Dated Gangtok, the 8th March, 1985.

The following Proclamation by the President of India is published for general infor-

mation:

PROCLAMATION

G.S.R. No. 143(E) — In exercise of the powers conferred by clause (2) of Article 356 of the
Constitution of India, I, Zail Singh, President of India, hereby revoke the Proclamation made
under the said Article on the 25th May, 1984 in relation to the State of Sikkim.

Panaji,                                           ZAIL SINGH
The 8th March, 1985.                      President.

(F. No. V/11013/1/85-CSR)

New Delhi                              R. D. PRADHAN
The 8th March, 1985.                    Home Secretary.

Gangtok                             K.M.L. CHHABRA,
The 8th March, 1985.            Chief Secretary,
                                        Government of Sikkim

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

No. 6(61) Home/84/2

Dated Gangtok, the 8th March, 1985.

The following notification issued by the Election Commission of India on 8th March, 1985 published herein below:-

NOTIFICATION

No.308/SKM-LA/85.- Whereas in pursuance of the notification issued by the Governor of Sikkim on 1st February, 1985, under Section 15 of the Representation of the People Act, 1951 (43 of 1951), a General Election has been held for the purpose of constituting a new Legislative Assembly for the State of Sikkim;

And whereas the results of the elections in all the assembly constituencies in the said General Election have been declared by the Returning Officers concerned;

Now, therefore, in pursuance of Section 73 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby notifies the names of the Members elected for those constituencies as show below:-

<table>
<thead>
<tr>
<th>No.</th>
<th>Constituency</th>
<th>Name of elected Member</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Yoksam</td>
<td>Sanchaman Subba</td>
</tr>
<tr>
<td>2</td>
<td>Tashiding (BL)</td>
<td>Ugen Pincho Bhuita</td>
</tr>
<tr>
<td>3</td>
<td>Geyzing</td>
<td>Man Bahadur Dahal</td>
</tr>
<tr>
<td>4</td>
<td>Dentam</td>
<td>Padamal Gurung</td>
</tr>
<tr>
<td>5</td>
<td>Barmiok</td>
<td>Birbal Subba</td>
</tr>
<tr>
<td>6</td>
<td>Rinchenpong (BL)</td>
<td>Ongdi Bhutia</td>
</tr>
<tr>
<td>7</td>
<td>Chakung</td>
<td>Tara Man Rai</td>
</tr>
<tr>
<td>8</td>
<td>Soreong</td>
<td>Nar Bahadur Bhandari</td>
</tr>
<tr>
<td>9</td>
<td>Daradin</td>
<td>Padam Bahadur Gurung</td>
</tr>
<tr>
<td>10</td>
<td>Jorethang- Naya Bazar</td>
<td>Bhim Raj Rai</td>
</tr>
<tr>
<td>11</td>
<td>Ralang (BL)</td>
<td>Sonam Gyatso Kaleon</td>
</tr>
<tr>
<td>12</td>
<td>Wak</td>
<td>Bedu Singh Chhetri</td>
</tr>
<tr>
<td>13</td>
<td>Damthang</td>
<td>Pawan Kumar Chamling</td>
</tr>
<tr>
<td>14</td>
<td>Melli</td>
<td>Dilliram Basnet</td>
</tr>
</tbody>
</table>
15. Rateypani-West Pendam (SC)   Chandra Kumar Mohora
16. Temi-Tarku                 Indra Bahadur Rai
17. Central Pendam-East Pendam  Sukumar Pradhan
18. Rhenock                    Khara Nanda Upreti
19. Regu                       Tubhi Sharma
20. Pathing (BL)               Ram Lepcha
21. Loosing Pachekhani         Bhakta Bahadur Khulal
22. Khamdong (SC)              Birkhman Ramuakami
23. Djongu (BL)                Sonam Choda Lepcha
24. Lachen-Mangshila (BL)      Thokchok Bhutia
25. Kabi-Tingda (BL)           Kalzang Gyatso
26. RakdongK-Tintek (BL)       Phuchung Bhutia
27. Martam (BL)                Chamla Tshering Bhutia
28. Rumtek (BL)                Ongney Tob Bhutia
29. Assam-Lingjey (BL)         Sonam Dupden Lepcha
30. Ranka (BL)                 Dorjee Tshering Bhutia
31. Gangtok                    Balchand Sarda
32. Sangha                     Namkha Gyaltse

By Order.

V.K. RAO
SECRETARY TO THE ELECTION COMMISSION
INDIA

K.M.L. CHHABRA
CHIEF SECRETARY AND
CHIEF ELECTORAL OFFICER
SIKKIM.

Gangtok
The 8th March, 1985.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK,
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

No.6(61) Home /84/3 Dated 8th March, 1985

The following Order made by the Governor of Sikkim today is published for general information:-

ORDER

In exercise of the powers vested in me under clause (1) of article 164 of the Constitution, I, Kona Prachakara Rao, Governor of Sikkim, hereby appoint Shri Nar Bahadur Bhandari to be the Chief Minister with effect from the afternoon of 8th March, 1985, and, on the advice of the Chief Minister, the following persons to be the other members of the Council of Ministers with effect from the same date :-

1. Shri Chamla Tshering
2. Shri Padam Bahadur Gurung
3. Shri Dorjee Tshering Bhutia
4. Shri Sanchaman Limboo
5. Shri Padam Lall Gurung
6. Shri Khara Nanda Upreti
7. Shri Tshukchuk Lachungpa
8. Shri Taraman Rai
9. Shri Sonam Choda Lepcha
10. Shri Sonam Dupden Lepcha

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM.

K.M. L CHHABRA
CHIEF SECRETARY
GOVERNMENT OF SIKKIM.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION
No.6(61) Home/84/4 Dated 8th March, 1985.

The following Order made by the Governor of Sikkim today is published for general information :-

ORDER

I, Kona Prabhakara Rao, Governor of Sikkim, hereby order that the portfolios of the members of the Council of Ministers shall be as follows with effect from today :-

1. Shri Nar Bahadur Bhandari, Chief Minister
   Home, Establishment, Panchayat and Rural Development Planning and Development, local Self Government and Housing, Excise, I & P. R. and Printing and any other Department which is not allotted to other Minister.

2. Shri Chamla Tshering
   Finance, Tourism, and State Trading Corporation.

3. Shri Padam Bahadur Gurung
   Food and Civil Supplies, Sikkim Nationalised Transport and Motor Vehiclces.

4. Shri Dorjee Tshering Bhutia
   Public Works Department and Irrigation.

5. Shri Sachaman Limboo

6. Shri Padam Lall Gurung
   Power and Labour

7. Shri Kharka Nanda Upreti
   Education, Culture and Law and Legislative.

8. Shri Thukchuk Lachungpa
   Forest and Mines & Geology.

9. Shri Taraman Rai
   Agriculture and Co-operation.

10. Shri Sonam Choda Lepcha
    Industries and Ecclesiastical.

11. Shri Sonam Dupden Lepcha
    Animal Husbandry, Land Revenue and Survey and Settlement.

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM.

K.M.L. CHHABRA
CHIEF SECRETARY
GOVERNMENT OF SIKKIM.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
Sikkim Legislative Assembly Secretariat
Gangtok

NOTIFICATION

The following order made by the Governor of Sikkim dated 8th March, 1985 is hereby published for information:


ORDER

Whereas in pursuance of article 178 of the Constitution, the new Legislative Assembly of the State of Sikkim constituted after the general election held on the 5th March, 1985 is required to choose a Member of the Assembly to be the Speaker thereof, I, Kona Prabhakara Rao, Governor of Sikkim, in exercise of the powers conferred by clause (1) of article 180 of the Constitution, hereby appoint Shri Ongni Top Bhutia, a Member of the said Legislative Assembly, to perform the duties of the Speaker till the election of the Speaker of the said Legislative Assembly. I also nominate him to administer the Oath/Affirmation to all other newly elected Members of the Legislative Assembly.

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION


The following order made by the Governor of Sikkim is hereby published for
general information:-


ORDER

In exercise of the powers conferred by clause (1) of article 174 of the Constitution, I,
Kona Prabhakara Rao, Governor of Sikkim, hereby summon the new Legislative Assembly of
Sikkim constituted after the general election held on the 5th March, 1985, to meet in
its first session on Monday, the 18th March 1985 at 11.00 A. M., in the Assembly House
at Gangtok.

I also direct that the Secretary, Sikkim Legislative Assembly, shall notify every
member accordingly.

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM."

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
NOTIFICATION

No. SLAS/39/84-85/1210

The following order made by the Governor of Sikkim dated 9th March, 1985 is hereby published for information:

“No. SKM/GOV/80/85

ORDER

Whereas in pursuance of article 178 of the Constitution, the new Legislative Assembly of the State of Sikkim constituted after the general election held on the 5th March, 1985 to required to choose a Member of the Assembly to be the Speaker thereof, I, Kona Prabhakara Rao, Governor of Sikkim, hereby fix, under sub-rule (1) of rule 7 of the Rules of Proceeding and Conduct of Business in Sikkim Legislative Assembly, Tuesday, the 19th March, 1985, as the date for the holding of the election of the Speaker.

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM.”

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION

The following order made by the Governor of Sikkim dated 9th March, 1985 is hereby published for information:—


ORDER

Whereas in pursuance of article 178 of the Constitution, the new Legislative Assembly of the State of Sikkim constituted after the general election held on 5th March, 1985 is required to choose a Member of the Assembly to be the Deputy Speaker thereof, I, Kona Prabhakara Rao, Governor of Sikkim, hereby fix under sub-rule (1) of rule 8 of the Rules of Procedure and Conduct of Business in Sikkim Legislative Assembly, Tuesday, the 19th March, 1985, as the date for the holding of the election of the Deputy Speaker.

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM.”

T.P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKI GOVERNMENT PRESS, GANGTOK
GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT


NOTIFICATION

The Governor of Sikkim has been pleased to accept the resignation tendered by Shri Justice Mohan Lal Shrimal, Chief Justice of the High Court of Sikkim from the office of the Chairman, 2nd Pay Commission of Sikkim, with effect from 31st December, 1984.

The Governor of Sikkim has further been pleased to appoint Shri Justice Ripu Sudan Dayal, Judge of the High Court of Sikkim as a Single Man State Pay Commission Vice Shri Justice Mohan Lal Shrimal.

The Terms of reference as notified vide Notification No. 143/(Gen)/Est dated the 14th August, 1984 and Notification No. 373/(Gen)/Est dated the 3rd January, 1985 will remain the same.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK
GOVERNMENT OF SIKKIM
DEPARTMENT OF ANIMAL HUSBANDRY & VETERINARY SERVICES
GANGTOK

No. 31 Gangtok, Monday, March 31, 1986.

GOVERNMENT OF SIKKIM
DEPARTMENT OF ANIMAL HUSBANDRY & VETERINARY SERVICES
GANGTOK

NOTIFICATION
In exercise of the powers conferred by section 4 of the Sik kim (Livestock and Livestock Products Control) Act,1985, the State Government hereby sets up Veterinary Check Posts as per schedule I below for check up and fixed the rates of tax payable on Livestock or Livestock Products as per Schedule II below:-

1. Livestock and Livestock products entering into Sikkim shall be subjected to Veterinary check up at the Check Posts specified in Schedule I of this notification. On completion of health check up the Veterinary Officer shall grant a certificate of fitness in form A appended to this notification.

2. No Livestock or Livestock products shall be allowed to enter the State of Sikkim unless the tax prescribed for each category of Livestock or Livestock products is paid at the Check Post. The rate of tax shall be as specified in Schedule II.

SCHEDULE I

CHECK POSTS


SCHEDULE II

1. Bullock, Buffalo, Cow, Heifer, Calf, Ox — Rs.15/- per head.
2. Goat, Sheep, Pig — Rs. 5/- per head.
3. Poultry birds, Cock, Hen, Chick, Duck — Rs.0.50/-per head.
4. Eggs. — Rs. 1/- per 100 eg.
5. Meat brought from outside the State
   (i) Bullock, Buffalo meat — Rs.00.10/-per kg.
   (ii) Sheep, Goat meat — Rs.00.20/-per kg.
   (iii) Pig meat — Rs.00.1r/-per kg.

This Notification comes into force with effect from 1.4.1986.

DR. B.S. BASNET,
Secretary to the Government of Sikkim,
Department of A.H. & Vety. Services.
In exercise of the power conferred by clause (iv) of section 2 of the Sikkim (Livestock and Livestock Products Control) Act 1985, the State Government hereby declares the egg as livestock product for the purpose of the said Act.

By Order.

B. S. BASNET,
Secretary to the Government Sikkim.
No 33    Gangtok, Tuesday, March 19,1985.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

Notification No. 39/SLAS/84-85/1272. Dated Gangtok, the 19th March 1985

Consequent upon the election of Shri T. R. Sharma, M.L.A, as Speaker of Sikkim Legislative Assembly, Shri O.T. Bhutia, ceased to perform the duties of the Speaker, Sikkim Legislative Assembly on the forenoon of 19th March, 1985.


T. P. SHARMA
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS. GANGTOK.
Consequent upon his election as Deputy Speaker, Sikkim Legislative Assembly, Shri Ram Lapcha, assumed office of the Deputy Speaker in the forenoon of 19th March, 1985.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.
IN pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the Speaker has been pleased to order the pre-publication of the following Bill:-

THE SIKKIM APPROPRIATION BILL, 1985
(BILL NO. 1 OF 1985)

A BILL

to authority payment and appropriation of certain further sums from and out of the Consolidated Fund of the State of Sikkim for the services of the Financial year 1984-85.

BE it enacted by the Legislature of the State of Sikkim in the Thirty-sixth Year of the Republic of India as follows:—

1. This Act may be called the Sikkim Appropriation Act 1985.

2. From and out of the Consolidated Fund of the State of Sikkim there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of sixteen crores, forty six lakhs and fifty nine thousands rupees towards defraying the several charges which will come in course for payment during the financial year 1984-85 in respect of the services specified in column 2 of the Schedule.

3. The sum authorised to be paid and applied from and out of the Consolidated Fund of the State of Sikkim by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.
## The Schedule
(See Section 2 and 3)

<table>
<thead>
<tr>
<th>No.</th>
<th>SERVICES AND PURPOSES</th>
<th>Voted by the Legislative Assembly</th>
<th>SUMS NOT EXCEEDING Charged on the Consolidated Fund (In thousands of Rupees)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Appropriation-Governor</td>
<td>Revenue – 205</td>
<td>205</td>
</tr>
<tr>
<td>2</td>
<td>3. Agriculture</td>
<td>Revenue 1170 – 170</td>
<td>170</td>
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<tr>
<td></td>
<td></td>
<td>Capital 200 – 200</td>
<td>200</td>
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<tr>
<td>5</td>
<td>5. Co-operation</td>
<td>Revenue 5700 – 5700</td>
<td>5700</td>
</tr>
<tr>
<td>7</td>
<td>7. Education</td>
<td>Revenue 2619 – 2619</td>
<td>2619</td>
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<td></td>
<td></td>
<td>Capital 125 – 125</td>
<td>125</td>
</tr>
<tr>
<td>9</td>
<td>9. Excise (Abkari)</td>
<td>Revenue 146 – 146</td>
<td>146</td>
</tr>
<tr>
<td>10</td>
<td>10. Finance Department</td>
<td>Revenue 215 – 215</td>
<td>215</td>
</tr>
<tr>
<td>11</td>
<td>11. Income Tax and Sales tax</td>
<td>Revenue 360 – 360</td>
<td>360</td>
</tr>
<tr>
<td>12</td>
<td>12. Other Expenditure of the Finance Department</td>
<td>Revenue 38329 – 2504 40833</td>
<td>40833</td>
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<tr>
<td></td>
<td></td>
<td>Capital 660 – 4305 4965</td>
<td>4965</td>
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<tr>
<td>13</td>
<td>13. Food and Civil Supplies</td>
<td>Revenue 216 – 216</td>
<td>216</td>
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<tr>
<td></td>
<td></td>
<td>Capital 34 – 34</td>
<td>34</td>
</tr>
<tr>
<td>15</td>
<td>15. Soil and Water Conservation</td>
<td>Revenue 2100 – 2100</td>
<td>2100</td>
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<td>16</td>
<td>16. Fisheries &amp; Wild Life</td>
<td>Revenue 70 – 70</td>
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<tr>
<td>17</td>
<td>17. Home Department</td>
<td>Revenue 600 – 600</td>
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<tr>
<td></td>
<td></td>
<td>Capital 227 – 227</td>
<td>227</td>
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<td>18</td>
<td>18. Administration of Justice</td>
<td>Revenue 254 – 372 626</td>
<td>626</td>
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<tr>
<td>19</td>
<td>19. Police</td>
<td>Revenue 2664 – 2664</td>
<td>2664</td>
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<td></td>
<td></td>
<td>Capital 1200 – 1200</td>
<td>1200</td>
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<tr>
<td>20</td>
<td>20. Industries</td>
<td>Revenue 128 – 128</td>
<td>128</td>
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<tr>
<td>23</td>
<td>23. Labour Welfare</td>
<td>Revenue 20 – 20</td>
<td>20</td>
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<tr>
<td>26</td>
<td>26. local Self Government</td>
<td>Revenue 26 – 26</td>
<td>26</td>
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<tr>
<td>27</td>
<td>27. Medical and Public Health</td>
<td>Revenue 3981 – 3981</td>
<td>3981</td>
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<tr>
<td>28</td>
<td>28. Motor Vehical</td>
<td>Revenue 91 – 91</td>
<td>91</td>
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<td>29</td>
<td>29. Planning &amp; Department</td>
<td>Revenue 500 – 500</td>
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<tr>
<td>30</td>
<td>30. Power</td>
<td>Revenue 5700 – 5700</td>
<td>5700</td>
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<td></td>
<td></td>
<td>Capital 18000 – 18000</td>
<td>18000</td>
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<tr>
<td>31</td>
<td>31. Press, information and Public Relation</td>
<td>Revenue 331 – 331</td>
<td>331</td>
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<tr>
<td>32</td>
<td>32. Culture Affairs</td>
<td>Revenue 45 – 45</td>
<td>45</td>
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<tr>
<td>33</td>
<td>33. Roads and Bridges</td>
<td>Revenue 66515 – 66515</td>
<td>66515</td>
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<tr>
<td>34</td>
<td>34. Public Works nad Water Supply</td>
<td>Revenue 600 – 600</td>
<td>600</td>
</tr>
<tr>
<td>35</td>
<td>35. Rural Development</td>
<td>Revenue 520 – 520</td>
<td>520</td>
</tr>
<tr>
<td>36</td>
<td>36. Scheduled Caste and Scheduled Tribes Welfare</td>
<td>Revenue 117 – 117</td>
<td>117</td>
</tr>
<tr>
<td>37</td>
<td>37. Sikkim Nationalised Transport</td>
<td>Revenue 2410 – 2410</td>
<td>2410</td>
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<tr>
<td>38</td>
<td>38. Tourism</td>
<td>Revenue 1400 – 1400</td>
<td>1400</td>
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<tr>
<td></td>
<td></td>
<td>Total 157279 – 7386 164659</td>
<td>164659</td>
</tr>
</tbody>
</table>
STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of Article 204(1) of the Constitution of India, read with Article 205 thereof to provide for the appropriation out of the Consolidated Fund of the State of Sikkim of the money required to meet the expenditure charged on the Consolidated Fund of the State of Sikkim and the Supplementry Grants made by the Legislative Assembly for expenditure of the Government of Sikkim for the financial year 1984-85.

(CHAMLA TSHERING)
Minister-in-Charge, Finance.

By Order

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.
NOTIFICATION


In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the Speaker has been pleased to order the pre-publication of the following Bill:

THE SIKKIM APPROPRIATION (VOTE ON ACCOUNT) BILL, 1985.
(BILL NO. 2 OF 1985)

A BILL

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the State for the service of a part of the Financial year 1985-86.

BE it enacted by the Legislature of the State of Sikkim in thirty-sixth year of the Republic of India as follows:

Short title. 1. This Act may be called the Sikkim Appropriation (Vote on Account) Act, 1985.

Issue of 2. From and out of the Consolidated Fund of the State of Sikkim there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sums of twenty-five crores three lacks and ninety-one thousand rupees towards defraying the several charges which will come in course for payment during the financial year.

Appropriation. 3 The sums authorised to be withdrawn from and out of the Consolidated Fund of the State by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.
THE SCHEDULE

(See Section 2 and 3)

<table>
<thead>
<tr>
<th>No of SERVICE &amp; PURPOSES</th>
<th>SUM NOT EXCEEDING</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Vote</td>
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<tr>
<td></td>
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<tr>
<td>State Legislative</td>
<td>Revenue 621</td>
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<tr>
<td>Governor</td>
<td>Revenue –</td>
</tr>
<tr>
<td>Council of Ministers</td>
<td>Revenue 550</td>
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<td>Administration of Justice</td>
<td>Revenue 716</td>
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<tr>
<td>Election</td>
<td>Revenue 178</td>
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<tr>
<td>Income Tax &amp; Sales Tax</td>
<td>Revenue 233</td>
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<td>Land Revenue</td>
<td>Revenue 794</td>
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<td>Stamps and Registration</td>
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<td>Excise (Abkari)</td>
<td>Revenue 278</td>
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<td>Taxes on Vehicles</td>
<td>Revenue 72</td>
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<td>Other Taxes and Duties on Commodities and Services</td>
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<td>Interest payments</td>
<td>Revenue –</td>
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<td>Public Service Commission</td>
<td>Revenue –</td>
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<td>Secretaries General Service</td>
<td>Revenue 2680</td>
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<tr>
<td>District Administration</td>
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<tr>
<td>Treasury and Account Administration</td>
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<td>Police</td>
<td>Revenue 10149</td>
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<tr>
<td>Jails</td>
<td>Revenue 179</td>
</tr>
<tr>
<td>Stationary &amp; Printing</td>
<td>Revenue 554</td>
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<td>Publicise Works (Building0)</td>
<td>Revenue 6030</td>
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<td>Capital</td>
<td>Revenue 10610</td>
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<td>Fire Protection and Control</td>
<td>Revenue 325</td>
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<td>Other Administration Service</td>
<td>Revenue 1124</td>
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<td>Pension and other Retirement benefits</td>
<td>Revenue 1075</td>
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<td>Aid Materials and equipment</td>
<td>Revenue 1</td>
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<td>Miscellaneous General Service</td>
<td>Revenue 225</td>
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<td>Secretaries Social and Community Services</td>
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<tr>
<td>Education</td>
<td>Revenue 26423</td>
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<tr>
<td>Art and Culture</td>
<td>Revenue 748</td>
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<td>Scientific Service and Technology</td>
<td>Revenue 216</td>
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<tr>
<td>Medical and Public Health</td>
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<td>Capital</td>
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<td>Urban Development</td>
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<td>Information and Puplicity</td>
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<td>Labour and Employment</td>
<td>Revenue 330</td>
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<td>Social Security and Welfare</td>
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<td>Relief on account of Natural Calamities</td>
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<td>Other Social and Community Service</td>
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<td>Planning &amp; Statistices</td>
<td>Revenue 914</td>
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<tr>
<td>Co-operation</td>
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<td>Capital</td>
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<td>Irrigation and Flood Control</td>
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<td>Soil and Water Conservation</td>
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<td>Food</td>
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<td>Animal Husbandry</td>
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<td>Capital</td>
<td>Revenue 513</td>
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<td>Dairy Development</td>
<td>Revenue 370</td>
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<tr>
<td>Capital</td>
<td>Revenue 75</td>
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<td>1 (Revenue)</td>
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<tr>
<td>-----------------------</td>
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<tr>
<td>Fisheries</td>
<td>368</td>
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<tr>
<td>Capital</td>
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<td>Capital</td>
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<td>Village and Small Industries</td>
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<td>Mines Geology</td>
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<td>Capital</td>
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<td>Power</td>
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<td>Roads and Bridges</td>
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<td>Roads &amp; Water Transport Services</td>
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<td>Tourism</td>
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<td>Public Debt</td>
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<td>Loans to Government Servants</td>
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<tr>
<td>Capital</td>
<td>521</td>
</tr>
<tr>
<td>TOTAL</td>
<td>238204</td>
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**STATEMENT OF OBJECTS AND REASONS**

The Bill is introduced in pursuance of Article 204(1) read with Article 206 of the Constitution to provide for the appropriation out of the Consolidated Fund of the State of Sikkim of the moneys required to meet the expenditure charged on the Consolidated Fund of the State of Sikkim and the grants made by the Legislative Assembly for expenditure of the government of Sikkim for the part of financial year 1985-86.

(Chamla Tsherling)
Minister-in-Charge, Finance.

By Order

T. P. Sharma
Secretary.
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

Notice No. I/LD/85. Dated Gangtok, the 22nd March, 1985

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on 21st day of March, 1985, is hereby published for general information:-

THE SIKKIM APPROPRIATION ACT, 1985-
(ACT NO. 1 OF 1985)

AN
ACT

[21.3.1985]

BE it enacted by the Legislature of the State of Sikkim in the Thirty-sixth Year of the Republic of India as follows:-

1. This Act may be called the Sikkim Appropriation Act, 1985.

2. From and out of the Consolidated Fund of the State of Sikkim there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of sixteen crores, forty six lakhs and fifty nine thousands rupees towards defraying the several charges which will come in course for payment during the financial year 1984-85 in respect of the services specified in column 2 of the Schedule.

3. The sum authorised to be paid and applied from and out of the Consolidated Fund of the State of Sikkim by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.
# THE SCHEDULE
(See Section 2 and 3)

<table>
<thead>
<tr>
<th>No. of Vote</th>
<th>SERVICES AND PURPOSES</th>
<th>Voted by the Legislative Assembly</th>
<th>SUMS NOT EXCEEDING Charged on the Consolidated Fund (In thousands of Rupees)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Appropriation Governor</td>
<td>Revenue</td>
<td>205</td>
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<tr>
<td>3</td>
<td>Agriculture</td>
<td>Revenue 1170</td>
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<tr>
<td></td>
<td>Capital</td>
<td>200</td>
<td>-</td>
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<tr>
<td>5</td>
<td>Co-operation</td>
<td>Capital 5700</td>
<td>-</td>
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<tr>
<td>7</td>
<td>Education</td>
<td>Revenue 2619</td>
<td>-</td>
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<tr>
<td></td>
<td>Capital</td>
<td>125</td>
<td>-</td>
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<tr>
<td>9</td>
<td>Excise (Abkari)</td>
<td>Revenue 146</td>
<td>-</td>
</tr>
<tr>
<td>10</td>
<td>Finance Department</td>
<td>Revenue 215</td>
<td>-</td>
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<tr>
<td>11</td>
<td>Income Tax and Sales Tax</td>
<td>Revenue 360</td>
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<td>12</td>
<td>Other Expenditure of the Finance</td>
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<tr>
<td></td>
<td>Department</td>
<td>Revenue 38329</td>
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<td>4305</td>
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<td>13</td>
<td>Food and Civil Supplies</td>
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<tr>
<td></td>
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<td>-</td>
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<tr>
<td>15</td>
<td>Soil and Water Conservation</td>
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<td>-</td>
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<tr>
<td>16</td>
<td>Fisheries &amp; Wild Life</td>
<td>Revenue 70</td>
<td>-</td>
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<tr>
<td>17</td>
<td>Home Department</td>
<td>Revenue 600</td>
<td>-</td>
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<td></td>
<td>Capital</td>
<td>227</td>
<td>-</td>
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<tr>
<td>18</td>
<td>Administration of Justice</td>
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<td>Police</td>
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<td>Industries</td>
<td>Revenue 128</td>
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<tr>
<td>23</td>
<td>Labour Welfare</td>
<td>Revenue 20</td>
<td>-</td>
</tr>
<tr>
<td>26</td>
<td>Local Self Government</td>
<td>Revenue 26</td>
<td>-</td>
</tr>
<tr>
<td>27</td>
<td>Medical and Public Health</td>
<td>Revenue 3981</td>
<td>-</td>
</tr>
<tr>
<td>28</td>
<td>Motor Vehicles</td>
<td>Revenue 91</td>
<td>-</td>
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<tr>
<td>29</td>
<td>Planning &amp; Development</td>
<td>Revenue 500</td>
<td>-</td>
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<tr>
<td>30</td>
<td>Power</td>
<td>Revenue 5700</td>
<td>-</td>
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<td></td>
<td>Capital</td>
<td>18000</td>
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<tr>
<td>31</td>
<td>Press, information and Public Relations</td>
<td>Revenue 331</td>
<td>-</td>
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<tr>
<td>32</td>
<td>Cultural Affairs</td>
<td>Revenue 45</td>
<td>-</td>
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<tr>
<td>33</td>
<td>Roads and Bridges</td>
<td>Revenue 66515</td>
<td>-</td>
</tr>
<tr>
<td>34</td>
<td>Public Works and Water Supply</td>
<td>Revenue 600</td>
<td>-</td>
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<tr>
<td>35</td>
<td>Rural Development</td>
<td>Revenue 520</td>
<td>-</td>
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<tr>
<td>36</td>
<td>Scheduled Castes and Schedules Tribes Welfare</td>
<td>Revenue 117</td>
<td>-</td>
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<tr>
<td>37</td>
<td>Sikkim Nationalised Transport</td>
<td>Revenue 2410</td>
<td>-</td>
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<td></td>
<td>Capital</td>
<td>1400</td>
<td>-</td>
</tr>
<tr>
<td>Total</td>
<td></td>
<td>157273</td>
<td>7286</td>
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</table>

M. M. RASAILY, Secretary to the Govt. of Sikkim, Law Department, F. No. 16 (82) LD/79.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
To be provided for the withdrawal of certain sums from and out of the Consolidated Fund of the State of Sikkim for the services of part of the Financial year 1985-86...

BE it enacted by the Legislature of the State of Sikkim in the Thirty-sixth Year of the Republic of India as follows:—

**Short title.**
1. This Act may be called the Sikkim Appropriation (Vote on Account) Act, 1985.

**Issue of Rs. 25,03,91,000 out of the Consolidated Fund of the State of Sikkim for the Financial Year, 1985-86**
2. From and out of the Consolidated Fund of the State of Sikkim there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of sixteen crores, three lacks and ninety-one thousands rupees towards defraying the several charges which will come in course for payment during the financial year 1984-86.

**Appropriation.**
3. The sum authorised to be paid and applied from and out of the Consolidated Fund of the State by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.
<table>
<thead>
<tr>
<th>No. of SERVICES AND PURPOSES</th>
<th>Vote</th>
<th>SUMS NOT EXCEEDING</th>
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<td></td>
<td>Voted by the Legislative Assembly</td>
<td>Charged on the Consolidated Fund (In thousands of Rupees)</td>
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<td></td>
<td>Revenue</td>
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<td>State Legislative</td>
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<td>Income Tax &amp; Sales Tax</td>
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<td>Treasury and Account Administration</td>
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<td>Police</td>
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<td>Jails</td>
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<td>Stationary &amp; Printing</td>
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<td>Other Administration Service</td>
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<td>Miscellaneous General Service</td>
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<td>Secretaries Social and Community Services</td>
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<td>Art and Culture</td>
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<td>Labour and Employment</td>
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<td>Relief on account of Natural Calamities</td>
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<tr>
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<td>Irrigation and Flood Control</td>
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<tr>
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<td>Fisheries</td>
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<td>Forest</td>
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<td>Loans to Government Servants</td>
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<td>Capital</td>
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<td>TOTAL</td>
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M.M. RASAILY,
Secretary to the Govt. of Sikkim.
Law Department.
F.No.16(82)/LD/79
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Notification No. 27/H.


The following notifications bearing No. 100/SKM-HP/85(1), 100/SKM-HP/85(2) and 100/SKM-HP/85(3), dated 25th March, 1985 of the Election Commission of India, New Delhi are republished for general information.

ELECTION COMMISSION OF INDIA
Dated: the 25th March, 1985
Chaitra 4, 1907 (S)

NOTIFICATION

No. 100/SKM-HP/85(1):— Whereas a vacancy has occurred in the House of the People by reason of the resignation of Shri Nar Bahadur Bhandari, a member elected to that House from the Sikkim Constituency;

Now, therefore, in pursuance of the provisions of sub-section (1) of section 149 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby calls upon the said constituency to elect a person to fill the said vacancy before the 30th April, (Tuesday), in accordance with the provisions of the said Act and of the rules and orders made thereunder.

By Order,

R.P. BHALLA,
Secretary to the Election Commission of India.
NOTIFICATION

No. 100/SKM-HP/85(2):— In pursuance of provision of section 30 of the Representation of People Act, 1951 (43 of 1951), the Election Commission hereby appoints with respect to the bye-election to be held in Sikkim Parliamentary Constituency in the State of Sikkim in pursuance of its Notification No. 100/SKM-HP/85 (1) dated the 25th March, 1985:—

(a) the 1st April, 1985 (Monday), as the last date for making nomination;
(b) the 2nd April, 1985 (Tuesday), as the date for the scrutiny of nominations;
(c) the 4th April, 1985 (Thursday), as the last date for the withdrawal of candidatures;
(d) the 24th April, 1985, (Wednesday), as the date on which a poll shall, if necessary, be taken; and
(e) the 30th April, 1985 (Tuesday), as the date before which the election shall be completed.

By Order,

R. P. BHALLA,
Secretary, to the Election Commission of India.

ELECTION COMMISSION OF INDIA

Dated : the 25th March, 1985
Chaitra 4, 1907 (S)

NOTIFICATION

No. 100/SKM-HP/85(3):— In pursuance of section 56 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby fixes the hours from, 8:00 A.M. to 4:00 P. M. as the hours during which a poll shall, if necessary, be taken for the bye-election to the House of the People from Sikkim constituency to be held in pursuance of its notification No. 100/SKM-HP/85 (1), dated the 25th March, 1985.

By Order,

R. P. BHALLA,
Secretary, to the Election Commission of India.

K.M.L. CHHABRA,
Chief Secretary and Chief Electoral Officer
Government of Sikkim
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 2(3)Home/77 Dated Gangtok, the 23rd March, 1985.

NOTIFICATION

Governor of Sikkim is pleased to appoint the following as Chairman of the organisation mentioned against each name:-

<table>
<thead>
<tr>
<th>Name</th>
<th>Organisation</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Shri Pawan Kumar Chamling MLA</td>
<td>Sikkim Distilleries Limited.</td>
</tr>
<tr>
<td>2. Shri Ongney Top Bhutia MLA</td>
<td>Sikkim Nationalised Transport.</td>
</tr>
<tr>
<td>3. Shri Bedu Singh Chettri MLA</td>
<td>State Trading Corporation of Sikkim.</td>
</tr>
<tr>
<td>4. Shri Ugen Pintso Bhutia MLA</td>
<td>Electricity Advisory Board.</td>
</tr>
<tr>
<td>5. Shri Bhakta Bahadur Khulal MLA</td>
<td>Sikkim Khadi and Village Industries Board.</td>
</tr>
<tr>
<td>7. Shri Phuchung Bhutia MLA</td>
<td>Sikkim Mining Corporation.</td>
</tr>
<tr>
<td>8. Shri Bir Bal Subba MLA</td>
<td>Sikkim Flour Mills Limited.</td>
</tr>
<tr>
<td>11. Shri Dilli Ram Basnet MLA</td>
<td>Housing Board.</td>
</tr>
<tr>
<td>12. Shri Sukumar Pradhan MLA</td>
<td>Sikkim Livestock Development Corporation.</td>
</tr>
<tr>
<td>13. Shri Chandra Kumar Mohora MLA</td>
<td>Sikkim Time Corporation.</td>
</tr>
<tr>
<td>15. Shri Ganju Lama, V-C. of Ravong</td>
<td>State Bank of Sikkim.</td>
</tr>
<tr>
<td>16. Shri Dorji Thsering of Namch</td>
<td>Sikkim Tea Board.</td>
</tr>
<tr>
<td>17. Shri Dawa Sherpa</td>
<td>Scheduled Tribe Welfare Board.</td>
</tr>
<tr>
<td>18. Shri Sahabir Darma</td>
<td>Scheduled Caste Welfare Board.</td>
</tr>
</tbody>
</table>

This supersedes all the Notifications issued by the Home Department earlier on this subject.

K. M. L. CHHABRA,
Chief Secretary,
Government of Sikkim.
NOTIFICATION

Whereas the State Government have long felt the need for organising social and economic betterment of Scheduled Tribes.

And whereas it is increasingly felt necessary to associate public men with formulation of schemes for the welfare and socio-economic development of the Scheduled Tribes.

Now therefore, State Government hereby constitutes the Scheduled Tribes Welfare Board consisting of the following:

a) Chairman,
b) Members:
   (i) two from each of the four Districts,
   (ii) two representatives from Tribal Association/Organisation,
   (iii) two official representatives.

2. The Executive Officer, Scheduled Tribes Welfare shall be the ex-officio Member-Secretary of the Board.

3. The tenure of the Board shall be two years extendable under the Orders of the Statement Government.

4. The Board shall ordinarily meet once every quarter, but the Chairman may call emergency meeting as and when required.

5. Every non-official member will be paid bus hire for journey from his residence to the venue of meetings and back. In addition he/she will be paid daily allowance of Rs. 50/- for each meeting attended.

6. The Board will be responsible for identification of schemes, identification of beneficiaries, making proposals, implementation of Schemes and review of the progress of the various and economic and educational development schemes for the welfare of the Scheduled Tribes. It shall also actively participate in the formulation of various tribal development programme and close shall keep close liaison with the Scheduled Tribes and Scheduled Castes Welfare Department.

By Order.

M.M. RASAILY,
Home Secretary,
Government of Sikkim

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 38(45) Home/84/1087 Dated Gangtok, the 28th March, 1985.

NOTIFICATION

The Governor of Sikkim is pleased to declare Saturday the 30th March, 1985 as holiday on account of Chaitra Dasai (Ram Navami) in addition to the Public holidays notified Vide notification No. 38(60)Home/84/1214 dated Gangtok the 3rd December 1984.

By Order,

M.M. RASAILY,
Home Secretary,
Govt. of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. 43                 Gangtok, Tuesday, April 2, 1985.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION


In pursuance of Rule 265(1) of the Rule of Procedure and Conduct of Business in
the Sikkim legislative Assembly, the following Members of the Third Sikkim Legislative Assem-
bly have been elected to constitute the Committee on Public Accounts for the year 1985-86:

1. Shri Bhim Raj Rai
2. Shri Birkaman Ramukami
3. Shri Balchand Sarda

Under Rule 210(1) of the said Rules, Shri Bhimraj Rai has been appointed by the
Hon’ble Speaker as the Chairman of the Committee.

The Committee on Public Accounts shall function in accordance with Rule 264 of the
said Rules.

The term of the Committee shall be one year from the date of its election.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly Secretariat.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.

In pursuance of Rule 267 (I) of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the following Members of the Third Sikkim Legislative Assembly have been elected to constitute the Committee on Estimates for the year 1985-86:

1. Shri Indra Bahadur Rai
2. Shri Ongdi Bhutia
3. Shri Kalzang Gyatso

Under Rule 210 (I) of the said Rules, Shri Indra Bahadur Rai has been appointed by Hon'ble Speaker as the Chairman of the Committee.

the term of the Committee shall be one year from the date of its election.

The Committee on Estimates shall function in accordance with Rule 266 of the said

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly Secretariat.
No.45    Gangtok, Tuesday, April 2, 1985.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION


In pursuance of Rule 270 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the following Members of the Third Sikkim Legislative Assembly have been nominated by the Hon’ble Speaker to be the Members of the Committee on Government Assurances for the year 1985-86:

1. Shri O. T. Bhutia
2. Shri P. K. Chamling
3. Shri M. B. Dahal
4. Shri S. K. Pradhan
5. Shri Ongdi Bhutia

Under Rule 210 (I) of the said Rules, Shri O. T. Bhutia has been appointed by the Hon’ble Speaker as the Chairman of the Committee.

The Committee on Government Assurances shall function in accordance with Rule 269 of the said Rules.

The term of Committee shall be one year from the date of its nomination.

T.P. SHARMA,
Secretary,
Sikkim Legislative Assembly Secretariat.

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SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK
NOTIFICATION

In pursuance of Rule 272 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the following Members of the Third Sikkim Legislative Assembly have been nominated by the Hon'ble Speaker to be the Members of the Committee on Rules for the year 1985-86:

1. Shri Phuchung Bhutia
2. Shri B. S. Chettri
3. Shri C. K. Mohara
4. Shri Sonam Gyatso Kaleon

In accordance with Rules 272 of the said Rules, Shri T. R. Sharma, shall be the ex-officio Chairman of the Committee.

The term of the Committee shall be one year or till a new Committee is constituted in accordance with the Rules.

The Committee on Rules shall function in accordance with Rule 271 of the said Rules.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly Secretariat.

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SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION

No.SLAS/85-86/247/LC/391

Dated Gangtok, the 21st March, 1985.

In pursuance of Rule 273 (A) of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the following Members of the Third Sikkim Legislative Assembly have been nominated by the Hon'ble Speaker to be the Members of the Committee on Library for the year 1985-86:

1. Shri Namkha Gyaltsen
2. Shri B. B. Subba
3. Shri B. B. Khulal
4. Shri O. T. Bhutia

In accordance with Rule 273 (A) of the said Rules, Shri Ram Lepcha, the Hon'ble Deputy Speaker shall be the ex-officio Chairman of the Committee.

The Committee on Library shall function in accordance with Rule 273 (A) of the said Rules.

The term of the Committee shall be one year from date of its nomination.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly Secretariat.
No. 48     Gangtok, Tuesday, April 2, 1985.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION


In pursuance of Rule 273 (B) of the Rules of Procedure and Conduct of Business in
the Legislative Assembly, the following Members of the Third Sikkim Legislative Assembly
have been nominated by the Hon'ble Speaker to be the Members of the Committee on
House for the year 1985-86:

1. Shri Ugen Pintso Bhutia
2. Shri Phuchung Bhutia
3. Shri D.R. Basnet
4. Shri Kalzang Gyatso
5. Shri Sonam Gyatso Kaleon

Further, in exercise of the powers conferred under Rule 210(1) of the said Rules, Shri
Sonam Gyatso Kaleon has been appointed by the Hon'ble Speaker as the Chairman of the
Committee.

The Committee on House shall function in accordance with Rule 273(B) of the said
Rules.

The term of the Committee shall be one year from the date of its nomination.

T.P. SHARMA,
Secretary.
Sikkim Legislative Assembly Secretariat.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
Sikkim Legislative Assembly Secretariat
Gangtok

NOTIFICATION


In pursuance of Rule 9(1) of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the Hon'ble Speaker has been pleased to nominate the following Member on the Panel of Chairman:

1. Shri B. B. Khulal
2. Shri Namkha Gyaltsen
3. Shri O. T. Bhutia

A Chairman nominated under sub Rule 9(1) shall hold office until a new panel of Chairman is nominated.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly Secretariat.

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GOVERNMENT OF SIKKIM
LAW DEPARTMENT
NOTIFICATION

Noftification No. 3(58)/LD/LIT/84/22 Dated Gangtok, the 8th April, 1985.

The Governor of Sikkim is pleased to accept the resignation of Shri Anup Deb as Advocate General, Sikkim, with immediate effect.

K.M.I. CHHABRA,
Chief Secretary,
Government of Sikkim.

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GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT

Notification No. 1(675) Dated Gangtok, the 3rd April, 1984

(NO NOTICE UNDER SECTION 4 L.A. ACT, 1894)

Whereas the functions of the Central Government under Land Acquisition Act, 1894 (I of 1894), in relation to the acquisition of land for the purpose of the Union have been entrusted to the State Government by notification No. F. 12018/12/76-LRJD dated 10th January, 1978 issued by the Government of India in the Ministry of Agriculture & Irrigation under Clause (I) of Article 258 of the Constitution of India.

And Whereas it appears to the Governor that land is likely to be needed for a public purpose being a purpose of the Union, namely for construction of Ranipool Bridge and improvement of its approaches in the block of Samdur (Tadong) and Marchak District East Sikkim, Gangtok, it is hereby notified that a piece of land comprising cadastral plots Nos. 405 in the Samdur Block and 562,563 in the Marchak block (1950-54 settlement operation) and measuring more or less 0.66 Acres bounded on:

Plot No. 405:
North :— P.F. Norbu Dadul Kan
South :— NH.W. 31/A
East :— P. F. Norbu Dadul Kazi
West :— Ranikhola

Plot Nos. 562 arid 563:
North :— Sarkar (Khas land)
South :— N. H. W. 31/A
East :— do-
West :— P.F. of P.T. Yapshi Pheunkhang & Shri Sonam Tshering Lepcha, is likely to be needed for the aforesaid public purpose at the public expense within the aforesaid block of Samdur and Marchak.

This Notification is made under the provision of section 4 of the Land Acquisition Act, 1894 read with the said notification, to all whom it may concern.

A plan of the land may be inspected in the office of the Collector-cum-Sp. A.O. Land Revenue Department, Sikkim Gangtok.
In exercise of the powers conferred by the said section read with the said notification the Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen, to enter upon and survey the land and all other acts required or permitted by that section.

Any persons interested in the above land, who has any objection to the acquisition thereof, may within thirty days after the date on which public notice of the substance of this notification is given in the locality, file an objection in writing before the Collector-cum-Sp L.A.O., Land Revenue Department Gangtok.

K. C. PRADHA
Secretary,
Land Revenue Department
Government of Sikkim
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

NOTIFICATION

In exercise of the powers conferred by article 165 (1) of the Constitution of India, the Governor of Sikkim is pleased to appoint Shri Vedula Jagannadha Rao, Senior Advocate, to be Advocate General for the State of Sikkim with immediate effect.

His terms of appointment shall be governed by Notification No. 6 (7) Home/83 dated the 15th June, 1983, as amended from time to time.

K.M.L. CHHABRA
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 2(3) Home/77/1001

Dated Gangtok, the 6th April, 1985.

NOTIFICATION

The Governor of Sikkim is pleased to appoint the following as Chairman of the
organisation mentioned against each name:

<table>
<thead>
<tr>
<th>Name</th>
<th>Organisation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shri J. B. Pradhan</td>
<td>Land Use Board</td>
</tr>
<tr>
<td>Shri Neel Kamal Thapa</td>
<td>Sikkim Milk Producers’</td>
</tr>
<tr>
<td></td>
<td>Cooperative Union.</td>
</tr>
</tbody>
</table>

This supersedes all previous Notifications issued by the Home Department on the sub-
ject.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

In partial modification of the Home Department, Government of Sikkim Notification No.41 (3) Home/79/2319 dated the 24th June, 1982, the Governor of Sikkim is pleased to appoint Director of Industries as one of the Directors on the Board of Sikkim Industrial Development & Investment Corporation Limited with immediate effect.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT

Notification No. 54/Gen/Est. Dated Gangtok; the 6th April, 1985

In continuation of this Department Notification No. 243/Gen, Est. dated the 14th August 1984, the Governor-of Sikkim has been pleased to extend the tenure of Pay Commission up to the 31st July 1985.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
Whereas the draft of the Sikkim Shops and Commercial Establishment Rules, 1984, was published as required by Sub-Section (1) of section 80 of the Sikkim Shops and Commercial Establishment Act, 1983 (6 of 1983) in the Sikkim Government Gazette No. 112, dated the 22nd August, 1984, inviting objections and suggestions from all persons likely to be affected thereby, till the expiry of a period of forty five days from the date of publication of the said notification in the Official Gazette.

And whereas no objections and suggestions have been received from any person on the draft;

Now, therefore, in exercise of the powers conferred by sub-section (1) of section 80 of the Act, the State Government hereby makes the following rules, namely: —
The Sikkim Shops and Commercial Establishments Rules, 1984

I. SHORT TITLE AND COMMENCEMENT:

(1) These may be called the Sikkim Shops and Commercial Establishment Rules, 1984.

(2) They shall come into force from the date of their publication in the official gazette.

DEFINITIONS:

In these Rules, unless there is anything repugnant in the subject or context:


(b) “Form” means a form appended to these rules.

(c) “Section” means a section of the Act.

(d) “Schedule” means a schedule appended to the rules.

(e) Words and expressions not defined in these rules but defined in the Act shall have the meaning respectively assigned to them in the said Act.

Exemptions to establishments on certain holidays from the operation of the Act by the State Government.

The State Government may by notification, exempt from the operation of the provisions of the Act all establishments on the following holidays namely:

(1) Magha Sankriti Mela;
(2) Tibetan New Year’s Day;
(3) Saga Dawa;
(4) Id-ul-Fitar;
(5) Drupa Theci;
(6) Pang Lhabsol;
(7) Durga Puja;
(8) Lahab Thuchen;
(9) Dewali;
(10) Christmas;
(11) Any occasion on which a public emergency is declared in this behalf by the State Government;
(12) Public fairs or exhibition or religious festivals recognised in this behalf by the State Government;
(13) Any other occasion which the State Government deems fit;
FORM FOR SUBMITTING A STATEMENT, FEES, REGISTRATION OF ESTABLISHMENTS, FORM OF REGISTRATION CERTIFICATE AND THE FORM AND PERIOD FOR NOTIFYING A CHANGE AND THE FEES:

(1) A statement to be sent to the Chief Inspector by the employer under Sub-section (2) of section 6 shall be in form “A” and shall be accompanied by a fee as specified in schedule 1.

(2) An establishment shall be registered in the Register of Establishments under Sub Section (3) of section 6, under the appropriate category to which it belongs. The Register establishments shall be in form “B”

(3) The registration certificate to be issued under sub-section (3) of section 6 shall be in part A of form “C”

(4) The application for renewal of a registration certificate shall be accompanied by a fee as specified in Schedule I and the renewal certificate shall be in Part B of form “C”.

(5) In the event of loss or destruction of the registration certificate an application shall be made to the Chief Inspector Within seven days of such loss or destruction for a duplicate copy thereof which may be granted on payment of ten rupees.

(6) The employer shall notify to the Inspector of the area concerned, in form “D” alongwith such fees as are specified in Schedule II, any change in respect of the total number of employees, within 15 days after the expiry of the quarter to which the change relates; and any change, other than in respect of the total number of employees, in respect of the Information contained in the statement furnished by him under rule 4 (1) within thirty days after the change has taken place.

Explanation : For the purpose of this rule "quarter" means a quarter ending on 31st March, 30th June, 30th September and 31st December of any year.

5. PETITION OF APPEAL TO BE ACCOMPANIED BY FEE.

(1) Every petition of appeal as referred to in Sub-section (1) and (2) of Section of the Act shall be accompanied by a Bank Receipt of the State Bank of Sikkim for Rs.20/-.

(2) Every fee as referred to under the Act and the Rules shall be credited under the head ‘087-Labour & Employment-Other Receipts’

6. SIX DAYS IN A YEAR FOR ADDITIONAL OVERTIME :

(1) An employee may be required or allowed to work in a Shop or Commercial establishment under sub-section (3) of section 13 in excess of the period fixed under sub-section (1) of that section on any the following days, for the purposes of making accounts, stock taking or settlements if such excess period does not exceed twenty four hours :—

(i) The 31st day of March;
(ii) The 30th day of June;
(iii) The 31st day of December;
(iv) The three days preceding the Ram Nawami day;

(2) On any days or the days mentioned in sub-rule (1), the operation of the provision relating to closing hours in sections 10 and 12 shall remain suspended.

7. NOTICE TO BE GIVEN TO INSPECTOR WHEN ADDITIONAL OVERTIME IS TO BE WORKED;

Notice of the intention to require employees in a Shop of Commercial Establishment to work under sub-section (3) of section 13 in excess of the period fixed.
under sub-section (I) of section 13 and sub-section 2 of section 20 on any day as specified under sub-rule (I) of rule 5 shall be given by the employer in English or in any of the official languages of the State of Sikkim to the inspector within whose jurisdiction such establishment is situated at least 24 hours before such day;

Provided that if employer for reasons beyond his control is unable to give requisite notice at least 24 hours before such day, he shall give the notice in such day.

8. **IDENTITY CARD TO BE ISSUED TO THE EMPLOYEES AFTER NECESSARY POLICE VERIFICATION:**

   The identity card to be issued under sections 23 and 30 shall be issued only after necessary police verification.

9. **RECEIPT OF SECURITY MONEY**

   (1) The Inspector with whom money is deposited by way of security for the return of the seized goods under sub-section (3) of section 12 shall maintain in a serially numbered cash receipt in Form ‘E’ the amount so deposited. The amount shall be refunded to the depositor if he is not prosecuted within the period prescribed in sub-section (5) of that section, on the expiry of such period, and if he is prosecuted, after the case is finally disposed of in his favour.

   (2) The Inspector shall, for the goods seized by him under sub-section (2) of section 12, issue a seizure memo in Form ‘F’ to the person from whom such goods have been seized and when such goods are returned to the person concerned he shall obtain a delivery memo from the said person with his acknowledgement in Part B of Form ‘F’.

10. **THE EMPLOYMENT OF CHILDREN AND YOUNG PERSON**

    An Inspector may require an employer to produce in respect of any person employed by him whom the Inspector suspects to be a child or young person as proof of his age.

    (i) An authentic extract from the school record, or

    (ii) A certificate of age from a registered medical practitioner in form ‘G’.

11. **FIXATION OF TIMES AND METHODS FOR CLEANING ESTABLISHMENTS EXEMPTION OF CERTAIN ESTABLISHMENTS FROM THE PROVISIONS OF THE ACT AND PRECAUTION AGAINST THE FIRE TO BE TAKEN.**

    (1) In every establishments,

    (a) all the inside walls of the rooms and all the ceilings and tops of such rooms and all the passages and staircases shall be lime washed or colour washed at least once in every two years dating from the period when these were lime washed or colour washed and shall be maintained in a clean State.

    Provided that the Inspector may require them to be lime washed or colour washed earlier than two years if in his opinion they have become so unclean as to require immediate lime washing or colour washing.
(b) All the beams, rafter, doors, window frames and other wood work with the exception of floors shall be either painted or varnished once in seven years dating from the period when these were last painted or varnished and shall be maintained in a clean state.

(2) The date on which lime washing, colour washing, painting or varnishing, as the case may be is carried out, shall be duly entered in a registered maintained in form 'H' which shall be shown to the Inspector when required.

(3) Nothing in this rule shall apply to:

(a) rooms (not being room; in residential hotel, restaurants and eating houses) used only for storage of articles.

(b) walls or tops of rooms which are made of galvanised iron, tiles, asbestos sheets the similar material or glazed bricks.

(c) any other establishment or part thereof in which lime washing or painting is in the opinion of the Inspector unnecessary to satisfy the requirements of section 44 as to cleanliness.

(4) Rubbish, filth or debris shall not be allowed to accumulate or to remain on any part of the establishment for more than twenty-four hours and shall be disposed of in the manner approved by the Inspector. All fifth and other decomposing matter shall be kept in covered receptacles.

(5) All drains carrying waste or sullage water or sewage shall be constructed of masonry or other impermeable material and shall be regularly flushed at least twice daily and where possible, connected with some recognised drainage line.

(6) The establishment and the compound surrounding it shall be maintained in a strictly sanitary and clean condition. The floors shall be swept or otherwise cleaned at least once a month.

(7) The employer shall enforce the proper use of latrines and urinals and prevent pollution by excreta or urine of the surface of the ground in the vicinity of the latrine the urinal and in the compound of the establishment. The employer shall make suitable arrangements for the regular cleaning and conserving of the latrine and urinals to the satisfaction of the Inspector.

(8) The area around the place where drinking water is distributed to the workers shall be kept clean and properly drained.

(9) No person shall smoke or use a naked light or cause or permit any such light to be used immediate vicinity of any inflammable in any establishment.

12. FIRST AID APPLIANCES:

The first aid box to be maintained under section 48 shall contain the following equipment together with a book of instructions in first-aid, that is to say:

(i) 3 small sterilised dressings.

(ii) 2 medium size sterilised dressings.

(iii) 2 large size sterilised dressings.

(iv) 2 large size sterilised dressings.

(v) 2 (1/2 doz.) packets sterilised cotton wool.
(vi) 1 pair of dressing scissors.
(vii) 1 (1 oz.) bottle containing solution of iodine of mercurrichrome.
(viii) 1 (1 oz.) bottle containing solution of salvolative having the dose and mode of administration indicated on the label.
(ix) 1 (1 oz.) bottle containing potassium permanganate crystals.
(x) Any antidote for burns.

12. QUALIFICATIONS OF INSPECTORS:

No person shall be appointed to be an Inspector under the Act, or having been so appointed, shall continue to hold office, if he has or acquires, directly or indirectly or indirectly by himself or by any partner, any share or interest in any establishment to which the Act applies in the area or which he is to be or has been appointed:

Provided that nothing in this rule shall apply —

(i) To any person who has been permitted by the authority competent to appoint him as Inspector to hold or acquire directly or indirectly by himself or in the name of any member of his family living with him or dependent on him, any share or interest in any registered Co-operative Bank or Co-operative Society or in any public limited company, or

(ii) To any person who acquires by inheritance any share or interest in any firm or business but who is not a working partner therein:

13. POWERS AND DUTIES OF THE INSPECTOR

The Inspector shall make such examination as may appear to him to be necessary for the purpose of satisfying himself that the provisions of the Act of these any rules and any orders issued by the Government under the Act are duly observed. In particulars, he shall satisfy himself:

(1) That the establishments, are duly registered under the Act;
(2) The registers, records and notices required to be maintained or displayed under the Act or these rules are properly maintained or displayed;
(3) That the intervals of rest and holiday required to be granted or observed under the Act are granted and observed and that the limit of hours of work and spread-over laid down under the Act are not exceeded;
(4) That the provisions of the Act and any orders issued by Government regarding the opening and closing hours are duly observed;
(5) That the identity cards for employees in residential hotels, restaurants and eating houses are properly provided;
(6) That the provisions of the Act and these rules regarding leave are properly observed;
(7) That the provisions of the Act and these rules relating to cleanliness, lighting and precautions against fire are properly observed;
(8) That the provisions of the Act relating to the payment for overtime work are duly observed; and
That no child is allowed to work in any establishment.

14. MAINTENANCE OF REGISTERS AND RECORDS AND DISPLAY OF NOTICES:

(1) Every employer or manager of a Shop or Commercial establishment shall maintain register of employment in form 'I' provided that where the opening and closing hours and period of interval for rest are ordinarily uniform, the employer or Manager may maintain such register in form 'K'.

(2) Every employer or manager of a residential hotel, restaurant, outing house theatre or other place of public amusement or entertainment shall —

(a) maintain a register of employment in form 'J' provided that where the opening and closing hours and period of interval for rest are ordinarily the same, the employer or manager may maintain such register in form 'K'.

(b) exhibit in his establishment a notice in form 'M', specifying the day or days of the week on which his employees shall be given a holiday (such notice being exhibited before the employees to which it relates cease work on the Saturday immediately preceding the first week during which it is to have effect).

(3) Every employer or manager shall maintain a register of leave in form 'O'.

(4) The employer or manager shall provide each employee with a book called "Leave Book" in form 'O'. The book shall be the property of the employee and the employer or his manager shall not demand it except to make entries therein and shall not keep it for more than a week at a time:

Provided that with the consent in writing of an employee whose wages are Rs. 300/- P.M. or more, the "Leave Book" may be kept in the custody of the employer.

(5) If any employee loses his "Leave Book" the employer or manager shall provide him with another copy on payment of Rs. 2/-, and shall complete it form his record.

(6) Every employer or manager shall exhibit in his establishment a notice containing such extracts of the Act and these rules, in any of the said languages of the majority of his employees, as the Government may direct.

(7) Any notice required to be exhibited under these rules shall be exhibited in such manner that it is readily seen and read by any person whom it affects and shall be replaced whenever it becomes defaced or otherwise ceases to be clearly legible.

(8) In any register or record which an employer or manager is required to maintain under these rules, the entries relating to any day shall be made on such day and shall be authenticated under the signature of the employer or the manager on the same day:

Provided that the entries relating to overtime work shall immediately after completion of such overtime work.

Provided further that in case both the employer and the manager are absent on any day the entries shall be authenticated by such person as may be authorised in writing by the employer.
(9) The registers and records relating to any your shall be preserved for a period of two years after the last entry is made therein.

(10) If on an application made by an employer or manager in writing, the State Govt. is satisfied that any muster roll, register or record maintained by the employer or manager gives in respect of all or any of the employees in his establishment the particulars required to be shown in any register, record or notice referred to in this rule, the State Govt. may by order in writing direct that such muster roll, register or record shall to the corresponding extent be maintained in place of such register, record or notice referred to in this rule.

(11) Save as provided in Sub-rule (6), all registars, records, muster rolls and notices required to be maintained, exhibited or given under this rule shall be in either in English or in any of the said languages.

(12) (i) Every employer or manager shall maintain a visit book in which an Inspector visiting the establishment may record his remarks regarding any defects that may come to light at the time of his visit or give directions regarding the production of any documents required to be maintained or produced under the provisions of the Act and the rules. Where the Inspector has no remarks to offer, he shall merely enter the date and time of his visit and sign on the book. The visit book shall be produced when demanded by an Inspector.

(a) The Visit book shall be a bound book of size 7"x 6" coiitaining at 100 pages, every second page thereof shall be consecutively numbered and the unnumbered page between each two consecutively numbered pages shall have a vertical perforated straight line on the margin side at a margin 1. Every numbered page shall contain the following headings at the top :-

(a) Name of the establishment or employer (b) Locality (c) Registration number of the establishment (d) Date (e) Time.

(iii) In case the-visit book containing the remarks passed by an Inspector is lost destroyed or defaced, the employer or manager shall forthwith report in writing the loss of the visit book to the Inspector of the area and immediately maintain a new visit book.

(13) Where an office, Store-room, Godown, Warehouse, or work place used in connection with the trade and business of a shop is situated at premises other than premises of the shop, all registers, records, muster rolls, visit books and notices required to be maintained, exhibited or given under the Act and rules shall be separately so maintained, exhibited or given in respect of and at such office. Store room, godown, warehouse or work place.

J. Dorji,
Secretary to the Govt. of Sikkim,
Department of Labour.
FROM “A”
See Rule No. 4 (i)
STATEMENT UNDER SECTION 6 (2)

(1) Name of the Establishment, if any (in block letters)
(2) Full postal address and location of the Establishment
(3) Situation of office, storeroom, godown, warehouse or workplace; if any attached to the establishment but situated in premises different from those of the establishment.
(4) Category of the Establishment i.e., whether (a) shop, (b) Commercial establishments (c) residential or eating house, restaurant or eating house, (d) theatre or other place of public amusement or entertainment.
(5) Particulars of the persons having interest in the establishment as employer (applicable only when a nomination is made under section 76)

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name and parentage</th>
<th>Designation</th>
<th>Permanent address</th>
<th>Nature of interest (whether partner) member/direction/ Shareholderers)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td>2</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(6) Nature of business
(7) Name, Designation and permanent address of the Employer (manager, agent or any other person) Who is immediate in-charge of the general management or control of the establishment.
(8) Particulars of the members of employer’s family in the establishment defined in section 2(17);
<table>
<thead>
<tr>
<th>Name</th>
<th>Age</th>
<th>Sex</th>
<th>Relationship with employer</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)…………………………...</td>
<td></td>
<td></td>
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<td>(2)…………………………...</td>
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<td></td>
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<tr>
<td>(3)…………………………...</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(9) Names of other persons occupying petition of management or employee engaged in confidential capacity, if any.

<table>
<thead>
<tr>
<th>Name</th>
<th>Age</th>
<th>Sex</th>
<th>Relationship with employer</th>
</tr>
</thead>
<tbody>
<tr>
<td>(10) Total number of employees</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Male</th>
<th>female</th>
<th>total</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>Adult</td>
<td>-</td>
</tr>
<tr>
<td>(2)</td>
<td>Young persons</td>
<td>-</td>
</tr>
<tr>
<td>TOTAL</td>
<td></td>
<td>-</td>
</tr>
</tbody>
</table>

(11) Name the day of the week on which weekly holidays will be observed (in case of shops and Commercial Establishments Only).

(12) Details of remittance (enclosed copy of Bank receipt) B.R. No. & date. Amount of fee paid

Place………………  
Signature of Proprietor/Partner/Manager/Secretary/Managing Director or a person in charge,  
Date………………
REGISTER OF ESTABLISHMENTS

part I - Shops,
part II — Commercial Establishments,
part III- Residential hotels,
Part IV -- Restaurants and eating houses,
Part V •• Theatres and other place of public entertainment & amusement

Note: This register shall be maintained Categorywise separately for each town.

<table>
<thead>
<tr>
<th>Registration No. of establishment and date of registration</th>
<th>Name and address of the establishment (item 1 &amp; 2 of form A)</th>
<th>Name of employer</th>
<th>Name of Manager or other person other than employer in immediate charge of the general management or control of the establishment.</th>
<th>Nature of business</th>
<th>No. of employees</th>
<th>Renewals</th>
<th>Years</th>
<th>Year</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Adult-Young Person Total Male Female Male Female</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(10)
Form “C”
(See Rule 4 (3))
The Sikkim Shops and Commercial Establishment Act 1983.
(Registration Certificate of Establishment)

Part A

(1) Registration Mark and number..................................................
(2) Name of establishment............................................................
(3) Full postal address of the establishment.....................................
(4) Nature of business, trade or profession carried on......................
(5) Name & designation of the proprietor/manager/agent or any other person in the immediate
charge or control of the establishment.
(6) Name and designation of other person(s) having interest as employer in the establishment, if
any, with his/her address in the state.
(7) Total number of employees
   (1) Adult - - Male - Female - Total
   (2) Young person - - - -

   Total

This is to certify that the establishment, the particulars of which have been given above, has been
registered under the Sikkim Shops and Commercial Establishment Act 1983 on the day of 198……

(Seal) Chief Inspector under the Sikkim Shops and Commercial
Establishment Act, 1983.

(Annual renewals under rules 5)
Part B

No…..Date…………………………..

It is hereby certified that the above certificate of Registration has been renewed for the year ending 31st Dec, 19….

Chief Inspector
The S.S.&.C.E.Act, 1983.

(1)
Form “D”
(See Rule 4(6))
Notice of Change

Name of the establishment already registered with full address and name of the employer/principal/Manager.

Registration number.

To


Sir

Notice is hereby given that the following change has been takes place respect of information forwarded to you in form “A”.

The Registration Certificate is forwarded herewith to be returned after recording necessary, changes.

1.
2.
3.
4.
5.
Place………………………… Signature of the Proprietor/ Manager

Date………………………… Secretary/Manager Director/ or a person in charge

(12)
Received a sum of Rs. 50/- only from Shri................................s/o........................resident of.........as a deposit by way of security for the return of seized goods/in consideration that his goods may not be seized for contravention of the provisions of section 11 (1) of the Sikkim Shops and Commercial Establishments Act, 1983.

Time……………………………………       Inspector,
Place…………………………………..           Sikkim Shops & Commercial Act,1983
Date……………………………………

………………………………………..
Signature of depositor

Note : - The depositer shall prefer his claim for refund only after the case has been finally disposed of.
In exercise of the power conferred on me under sub-section (2) of section 11 of the Sikkim Shops and Commercial Establishments Act, 1983, I hereby seize the goods of following description belonging to Shri.............S/0.......................... resident of.............who has been detected hawking the said goods in contraventions of the provision of sub-section (1) of section 11 of the Sikkim Shops and Commercial Establishments Act, 1983,

Particulars of goods seized.

<table>
<thead>
<tr>
<th>Time</th>
<th>Date</th>
<th>&amp; Place</th>
<th>witness</th>
<th>(1)</th>
<th>(2)</th>
</tr>
</thead>
</table>

S/0..........................

Sikkim Shops & Commercial Establishments Act, 1983,

Delivery memo

( Part B)

The goods seized with the description as given under seizure memo no..............dated...........are hereby delivered to their owner Shri..................................S/0...........resident of..............................................................

<table>
<thead>
<tr>
<th>Time</th>
<th>Date</th>
<th>Place</th>
<th>Inspector</th>
<th>Sikkim Shops &amp; Commercial Establishments Act, 1983.</th>
</tr>
</thead>
</table>

Received the said goods (Name of the owner of goods with signature & date).

(14)
Form “G”
(See Rule 9)
Form of Certification

I hereby certify that I have personally examined (name)............................residing of………………………… completed his/her twelfth/seventeenth year.

His/Her marks of identification are:-
Thumb impression or signature of the person examined.

Place.........................
Date.........................

Medica; Practitioner
Regd.No.................
Date...............(15)
Register showing dates of time washing, colour washing etc.

| Parts of the establishment i.e. name of room | Parts time washed, colour washed, painted or varnished e.g. wall, ceiling, wood works etc. | Treatment (whether time washed, colour washed, painted or varnished) | Date on which treatment, colour washing, colour washing was carried out (according to the English Calendar) | Signature of the employer or manager of the establishment | Remark
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
<td>(16)</td>
</tr>
</tbody>
</table>

From “H”  
(See Rule No. 10 (2))
### Form 1
(See Rule 14 (1))
Register of employment in a shop or Commercial Establishment for the week ending …………………….198

<table>
<thead>
<tr>
<th>Name of the employee and the establishment</th>
<th>Sex</th>
<th>Name</th>
<th>Age</th>
<th>Days of the week</th>
<th>Manday</th>
<th>Tuesday</th>
<th>Wednesday</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Time at which employment commences</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Time at which employment cases</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Resting intervals</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

Note: The mark “H” shall be made in the column relating to any day on which an establishment remains closed in accordance with the notice referred to in section 17(1) or a holiday is given in accordance with the condition subject to which exemption is granted as specified in sec :4 and 5 of the Act and ‘A’ if the employee is absent on any other day.

The same sub-columns as for Sunday.

The entries under the heading “Resting interval” shall be the adult hours at which intervals are to begin and end (e.g. 1 p.m. to 2 P.M. or so on)
<table>
<thead>
<tr>
<th>Name of the employee and the establishment</th>
<th>Sex</th>
<th>Age</th>
<th>Days of the Week</th>
<th>Total hours worked during the week</th>
<th>Days on which overtime work is done and extend of such overtime on each day</th>
<th>Extant of overtime worked during the week</th>
<th>Extant of overtime worked previously during the year in accordance with the provisions of rules 9</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
<td>6</td>
<td>7</td>
</tr>
</tbody>
</table>

Note: The mark “H” shall be made in the column relating to any day on which an establishment remains closed in accordance with the notice referred to in section 17(1) or a holiday is given in accordance with the condition subject to which exemption is granted as specified in sec 4 and 5 of the Act and ‘A’ if the employee is absent on any other day.

The same sub-columns as for Sunday.
The entries under the heading “Resting interval” shall be the adult hours at which intervals are to begin and end (e.g., 1 p.m. to 5 p.m. or so on)

(18)
From J
(See Rule 14(2) (a) )

Register of employment in a residential hotel, restaurant, eating house, theatre or other place.
of public amusement or entertainment for the month…………and…………19………………

<table>
<thead>
<tr>
<th>Name of the employee and the establishment</th>
<th>Day of the month</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1    2  3</td>
</tr>
<tr>
<td>Sex age Time at which employment commences</td>
<td>Time at which employment ceases</td>
</tr>
<tr>
<td>1  2  3</td>
<td>4</td>
</tr>
</tbody>
</table>

Note: The mark “H” shall be made in the column relating to any day on which an establishment remains closed in accordance with the notice referred to in section 17(1) or a holiday is given in accordance with the condition subject to which exemption is granted as specified in sec :4 and 5 of the Act and ‘A’ if the employee is absent on any other day.

The same sub-columns as for Sunday.
The entries under the heading “Resting interval” shall be the adult hours at which intervals are to begin and end (e.g. 1 p.m. to 2 P.M. or so on)

(19)
### Form – J Continued

<table>
<thead>
<tr>
<th>Name of the employee and the establishment</th>
<th>Sex</th>
<th>Age</th>
<th>Days of month</th>
<th>Days on which overtime work is done and extent of such overtime on each day</th>
<th>Extent of overtime worked previously</th>
<th>accordance of Section 20(2)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
<td>6</td>
<td></td>
</tr>
</tbody>
</table>

Note: The mark ‘H’ shall be made in the column relating to any day on which a holiday is given in accordance with the notice referred to in Sub-Section (2)(b) of Sec:14 of the rule and ‘A’ if the employee is absent on any other day.

The same Sub-Column as for 1.

This column need not be filled by threat of other places of public amusement of entertainment. The entries under the heading “Rest Intervals” shall be actual hours at which intervals are to begin and end (e.g. 1 P.M. or so on).
Register of employment in a Shop or Commercial establishment where opening hours are ordinarily uniform for the week ending

<table>
<thead>
<tr>
<th>Name of the employee</th>
<th>Sex</th>
<th>Age</th>
<th>Time at which employment commences</th>
<th>Time of which employment ceases</th>
<th>Rest intervals</th>
<th>Hours worked on</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>Sun Day</td>
<td>Monday</td>
<td>Tuesday</td>
<td>Wednesday</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
</tr>
</tbody>
</table>

(21)
<table>
<thead>
<tr>
<th>Name of the employee and the establishment</th>
<th>Sex</th>
<th>Age</th>
<th>Time at which employment commences</th>
<th>Time at which employment cases</th>
<th>Rest intervals</th>
<th>Hours Worked on Tuesday</th>
<th>Hours Worked on Wednesday</th>
<th>Hours Worked on Thursday</th>
<th>Hours Worked on Friday</th>
<th>Hours Worked on Saturday</th>
<th>Hours Worked on Sunday</th>
<th>Total hours worked during the week</th>
<th>Days on which overtime time worked in the preceding week is done</th>
<th>Extent of overtime time</th>
<th>Extent of overtime time previously worked</th>
<th>Extent of overtime time previously worked</th>
<th>Overtime worked during the preceding week</th>
<th>Overtime worked during the week</th>
<th>Overtime worked during the week</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Note: The mark 'H' shall be made in the column relating to any day on which an establishment remain closed in accordance with the notice referred to in Sec. 17(1) or a holiday is given in accordance with the condition subject to which exemption is granted is specified in Sec. 4 and 5 of the Act and 'A' if the employee is absent on any other day.

The entries under the heading 'Rest intervals' shall be actual hours at which intervals are to begin and end (e.g. 1.00 P.M. to 2.00 P.M. and so on).

(22)
Form – 1
(See Rule 14(2) (a))

Register of Employment in a residential Hotel, restaurant, eating house, theater or other place of place of amusement or entertainment where opening and closing hours are ordinary uniform for the month ending ………… 19

<table>
<thead>
<tr>
<th>1 (Name of the employee and the establishment)</th>
<th>Sex</th>
<th>Age</th>
<th>Time at which employment commences</th>
<th>Time at which employment ceases</th>
<th>Rest intervals</th>
<th>Hours worked on</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
<td>6</td>
</tr>
</tbody>
</table>

(23)
### From – L Continued
(See Rule 14 (2) (a) )

<table>
<thead>
<tr>
<th>Name of the employee and the establishment</th>
<th>Sex</th>
<th>Age</th>
<th>Time at which employment commences</th>
<th>Time at which employment ceases</th>
<th>Rest intervals</th>
<th>Hours worked on</th>
<th>Days on which overtime worked is done</th>
<th>Extent of overtime worked previously during the year in accordance with the provisions of section 20(2) and 26(2)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
<td>6</td>
<td>7</td>
<td>8</td>
<td>9</td>
</tr>
</tbody>
</table>

Note: The marks “H” shall be made in the column relating to any day on which a holiday is given in accordance with the notice referred to in rule (2) (a) of Sec: 14 and “A” if the employed is absent on any other day.

*This column need not be filled by theatres or other places of public amusement or entertainment.

The entries under the heading “Rest intervals” shall be the actual hours at which intervals are to begin and end (e.g. 1 P.M. to 2 P.M)
Form M
(See Rule 14 (2) (b))
Notice of holiday.

Name and address of the establishment.

(Residential Hotel
Restaurant
Eating House
The employees in this
Theatre
Other place of public amusement and entertainment
Shop/Commercial Establishment which is entitled to exemption from
sections 17 and 29 of the Act.

Shall be given a holiday on the day named below in the week following the date of this notice and until further notice.

<table>
<thead>
<tr>
<th>Name of the employee</th>
<th>day on which holiday is allowed.</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>(2)</td>
</tr>
</tbody>
</table>

* Strike out the works which are not appropriate. Strike out the words “until further notice” if the notice is intended to apply only to one week. If the same day is fixed for all the employees, the word “ all ” only need to be inserted in this column.

Signature of the employer/manager

Date……………………………

(25)
Register of Leave

Name of the employer of the establishment: ___________________________

Name of the employee: ___________________________

Description of the department (If application): ___________________________

Date of entry into service: ___________________________

<table>
<thead>
<tr>
<th>Acaommodation of leave</th>
<th>Leave allowed</th>
<th>Payment for leave made on</th>
<th>Refusal of leave</th>
<th>Payment for leave on discharge of an employee quitting employment if admissible</th>
</tr>
</thead>
<tbody>
<tr>
<td>No. of days</td>
<td>From</td>
<td>To</td>
<td>Balance of leave earned over</td>
<td>1st Month</td>
</tr>
<tr>
<td>1</td>
<td>2</td>
<td>3</td>
<td>4</td>
<td>5</td>
</tr>
</tbody>
</table>

Note-Separate page shall be allowed to each worker.
Form Q
(See Rule 14(4) )

Leave Book

Same form as the form of the register of leave but a separate book shall be made for each employee on a thick bound sheet.

Schedule I
(See Rule 4 (1) and (4))

<table>
<thead>
<tr>
<th>Sl No. (1)</th>
<th>Category of establishment</th>
<th>Registration fees (3)</th>
<th>Renewal fees (4)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Shops and establishment having no employees.</td>
<td>Rs.10/-</td>
<td>Rs.10/-</td>
</tr>
<tr>
<td>2.</td>
<td>Shops and establishments having 1 to 9 employees.</td>
<td>Rs.20/-</td>
<td>Rs.20/-</td>
</tr>
<tr>
<td>3.</td>
<td>Shops and establishments having 10 to 19 employees;</td>
<td>Rs.30/-</td>
<td>Rs.30/-</td>
</tr>
<tr>
<td>4.</td>
<td>Shops and establishment having 20 to 50 employees.</td>
<td>Rs.50/-</td>
<td>Rs.50/-</td>
</tr>
<tr>
<td>5.</td>
<td>Shops and establishment having above 50 employees.</td>
<td>Rs.100/-</td>
<td>Rs.100/-</td>
</tr>
</tbody>
</table>
The notice of change in form ‘D’—shall be sent to the inspector together with the fees specified in this schedule.

<table>
<thead>
<tr>
<th>Sl.No.</th>
<th>Category of establishment</th>
<th>Fees</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Commercial Establishment</td>
<td>Rs. 10/-</td>
</tr>
<tr>
<td>2.</td>
<td>Shops having Employees</td>
<td>Rs. 10/-</td>
</tr>
<tr>
<td>3.</td>
<td>Shops having no Employees</td>
<td>Rs. 5/-</td>
</tr>
<tr>
<td>4.</td>
<td>Residential Hotels</td>
<td>Rs. 10/-</td>
</tr>
<tr>
<td>5.</td>
<td>Restaurants and eating houses</td>
<td>Rs. 10/-</td>
</tr>
<tr>
<td>6.</td>
<td>Theatres and other places of public amusement or entertainment</td>
<td>Rs. 10/-</td>
</tr>
</tbody>
</table>

J. Dorji
Secretary to the Govt. of Sikkim
Labour Department.
GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT

Notification No. 2(66)/L.R.(S) Dated Gangtok, the 12th April, 1985.

(NOTICE UNDER SECTION 4 of Land Acquisition Act, 1894) (Act I of 1894)

Whereas the functions of the Central Government under Land Acquisition Act, 1984 (I of 1894) in relation to the acquisition of land for the purposes of the Union have entrusted to the State Government by notification No. R 12018/12/76 LRD dated 10th January, 1978 issued by the Government of India in the Ministry of Agriculture & Irrigation under clause (I) of Article 258 of the Constitution of India;

And whereas it appears to the Governor that land is likely to be needed for a public purpose, being a purpose of the Union namely for 85 R.C.C (GREF) C/O 99 APO for construction of catch water drain and water chute in the block of Kabi Mangan District, it is hereby notified that a piece of land comprising cadastral plots 1910,1911,1913,1914,1916, 2012,2014, 2015, 2016, 2018 and 2023 measuring more or less 0.51 Acres bounded on the

East:— C. R of Samten Dorjee Lepcha, Tenzing Lepcha, Khedub Lepcha and Denzi Bhutia;
West — C.F. of Samten Dorjee Lepcha, Chophel Lepcha, and brothers foot path;
North:— Road reserve & C.F. of Khedup Lepcha, Chedup Lepcha and Denzi Bhutia;
South:— Road reserve & C.F. of Chophel Lepcha & brothers, Kholsa, C. F of Chiten Bhutia, Khedup Lepcha, Chedup Lepcha and Denzi Bhutia;

is likely to be needed for the aforesaid public purpose at the public expense within the aforesaid block of Kabi.

This notification is made under the provision of section 4 of Act, I of 1894 to all whom it may concern.

A plan of the land may be inspected in the office of the District Collector, North, Mangan.
In exercise of the powers conferred by the said section read with the said notification the Governor is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen, to enter upon and survey the land and do all other act required or permitted by that section.

Any persons interested in the above land, who has any objection to the acquisition thereof, may within thirty days after the date on which public notice of the substance of the notification is given in the locality, file an objection in writing before the Collector North, Mangan.

K. C. PRADHAN
Secretary,
Land Revenue Department,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION
No. 35(33)83-84/1/RDD. Dated Gangtok, the 11th April, 1985.

In exercise of the powers conferred by the Sub Sec (1) of Section 21 of Sikkim Panchayat Act 1982 and Section (1) (2) (3) of Section 5 and Sub Sec 3 of Sikkim Panchayat (Election of Sabhapati Up-Sabhapati etc) Rules 1983. Sri Thanga Akhey Bhutia, Sabhapati of 33. Martam Gram Panchayat East District Stands removed as Sabhapati of the said Gram Panchayat and Sri Gen Tshering Bhutia and Sri Mahananda Oli has been respectively elected as Sabhapati and Up-Sabhapati of above Gram Panchayat.

P.K. PRADHAN, IAS.
Director, Panchayat Election of Sikkim, and Secretary, Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

No. 2(3) Home /77/10015 Dated Gangtok, the 12th April, 1985.

The Governor of Sikkim is pleased to approve the following facilities admissible to MLAs who are Chairmen to also those Chairmen who are not MLAs with immediate effect.

I. POL.
   — (a) Montyy quota of 100 Ltrs for local use and 150 Ltrs maximum for tour purposes if a vehicle is attached.
   (b) If a vehicle is not attached then a conveyance allowance of Rs. 350/- per month.

II. RESIDENTIAL — (a) A quarter with free electricity and water supply.
   ACCOMMODATION
   (b) Rs. 400/- per month if a Government quarter is not provided.

III. Reimbursement of donations for noble and benevolent causes from Rs. 2,500/- to Rs. 5,000/- per annum.

IV. Daily Allowance — Rs. 50/- daily for attending meeting of the Organisation.

M.M. RASAILY,
Home Secretary,
Government of Sikkim.
No. 35(13)83-S/4/N/2/RDD. Dated Gangtok, the 10th April 1985

In exercise of the powers conferred by Sub-Section (1) of Section 19 of Sikkim Panchayat Act 1982, the resignation tendered by Shri Mima Kazi, Sabhapati of 13, Ramthang-Rongong Gram Panchayat, North District from the Sabhaputi as well as from Sadasya of above said Gram Panchayat is hereby accepted w.e.f. 1.4.85.

P.K. PRADHAN, I.A.S.
Director, Sikkim Panchayat Election, and Secretary,
Rural Development Department.

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No. 35(3)83-84/E/3/RDD. Dated Gangtok, the 10th April, 1985

In exercise of the powers conferred by Sub-Section (1) of Section 19 of Sikkim Panchayat Act 1982, the resignation tendered by Shri Jai Kumar Bhandari, Sabhapati of 3, East Pendam Gram Panchayat, East District from the Sabhapati and as well as from the Sadasya of above said Gram Panchayat is hereby accepted w.e.f. 4.5.85.

P.K. PRADHAN, I.A.S.
Director, Sikkim Panchayat Election, and Secretary,
Rural Development Department.

The following order of the Governor of Sikkim dated 18th April, 1985 is published for general information:

"NO. SKM/GOV/97/85— In exercise of the powers conferred by article 174(2) (a) of the Constitution, I, Kona Prabhakara Rao, Governor of Sikkim hereby prorogue the Sikkim Legislative Assembly which was summoned to meet on 18th March, 1985.

KONA PRABHAKARA RAO
GOVERNOR OF SIKKIM"

By Order,

B. P. S. BUSNETT,
Acting Secretary.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT
Memo No. 232/LSGHD. Dated Gangtok, the 18th April, 1985.

NOTIFICATION

With a view to implementing the programme under the "International Year of Shelter for Homeless 1987" as designated by the United Nations General Assembly, the State Government hereby constitutes the District Level Committee in all the districts with the following Members.

1. District Collector — Chairman.
2. Chief Medical Officer — Member.
3. District Educational Officer.
4. General Manager, District Industries Centre.
5. Divisional Engineer, (Bldg).
6. Divisional Engineer, (Power).
7. Deputy District Officer.
8. Representative of Local Self Government & H. Department.

R.B. MUKHIA,
Secretary,
Local Self Govt. & H. Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT AND HOUSING DEPARTMENT
Memo No. 232/LSGHD. Dated Gangtok, the 18th April, 1985.

NOTIFICATION

With a view to implementing the programme under the "International Year of Shelter for Homeless 1987" as designated by the United Nations General Assembly, the State Government hereby constitutes the State Level Apex Committee with the following members:

1. Additional Chief Secretary — Chairman.
2. Secretary, Health — Members.
3. Secretary, Sikkim Nationalised Transport.
4. Secretary, Land Revenue.
5. Secretary, Finance.
6. Secretary, Rural Development.
7. Director, Environment.
8. Secretary, Sikkim Housing & Development Board.
9. Secretary, Local Self Govt. & Housing Department.
10. Secretary-cum-Chief Engineer, Building, Sikkim Public Works Department.
11. Representative of State Bank of India.

R.B. MUKHIA,
Secretary,
Local Self Govt. & H. Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM

LAW DEPARTMENT

GANGTOK

Notification No. 1/LD/85

Dated Gangtok, the 22nd April, 1985.

The following Ordinance promulgated by the Governor on the 22nd day of April, 1985, is hereby published for general information:—

THE SIKKIM HOUSING AND DEVELOPMENT BOARD

(AMENDMENT) ORDINANCE, 1985.

(Ordinance No. 1 of 1985)

Promulgated by the Governor in the Thirty-sixth Year of the Republic of India.

An Ordinance to amend the Sikkim Housing and Development Board Act, 1979.

WHEREAS the Legislative Assembly of Sikkim is not in session and the Governor is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor is pleased to promulgate the following Ordinance, namely:—

Short title

1. This Ordinance may be called the Sikkim Housing and Development Board (Amendment) Ordinance, 1985.

Amendment of section 4

2. In the Sikkim Housing and Development Board Act, 1979, in sub-section (1), after the words "State Government" and before the words "or any other person so appointed by the State Government" shall be and shall be deemed always to have been inserted.

KONA PRABHAKARA RAO,
GOVERNOR.

Gangtok,
The 22nd April, 1985.

B. R. PRADHAN,
Secretary to the Government of Sikkim,
Law Department
F. No. 16 (81)/LD/79.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK
The following Ordinance promulgated by the Governor on the 27th day of April, 1985 is hereby published for general information: —

THE SIKKIM ESSENTIAL SERVICES MAINTENANCE ORDINANCE, 1985
(ORDINANCE NO. 2 OF 1985)

Promulgated by the Governor in the Thirty-sixth Year of the Republic of India.

An Ordinance to provide for the maintenance of certain essential services and the normal life of the community.

WHEREAS the Legislative Assembly of the State of Sikkim is not in session and the Governor is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution, the Governor is pleased to promulgate the following Ordinance:—

Short title, extent commence- ment and duration.

1. (1) This Ordinance may be called the Sikkim Essential Services Maintenance Ordinance, 1985.
(2) It extends to the whole of Sikkim.
(3) It shall come into force at once.
(4) It shall remain in force for a period of four years from the date of its commencement:
Provided that the said period may be extended by the Government by notification in the Official Gazette for a period of two years not exceeding one year at a time.

Definitions

2. In this Ordinance, unless the context otherwise requires,—
(1) ‘Essential service’ means -
(a) any service connected with the supply of water;
(b) any service connected with any department of the State Government or any local authority relating to procurement, storage, distribution and supply of food and other essential commodities;
(c) any service connected with the supply of electricity;
(d) any service connected with medical aid, treatment or administration of hospitals and dispensaries and other similar establishments or institutions;
(e) any service connected with any department of the State Government or any local authority or other organisation or institution relating to fire service, extinguishment or control of fire or conservancy or drainage or sanitation;
(f) any transport service for the carriage of passengers or goods;
(g) any service connected with the loading, unloading or storage of goods;
(h) any other service which the State Government, being of opinion that strikes therein would prejudicially affect the maintenance of any public utility service, the public safety or the maintenance of supplies and services necessary for the life of the community or would result in the infliction of grave hardship on the community, may, by notification in the Official Gazette, declare to be an essential service for the purpose of this Ordinance;

(2) "Strike" means the cessation of work by persons employed in any essential service acting in combination or a concerted refusal or a refusal to work over time where such work is necessary for the maintenance of any essential service;

Power to prohibit

3. (1) If the State Government is satisfied that in the public interest it is necessary or expedient so to do, it may, by general or special order, prohibit strikes in any essential service specified in the order.
(2) An order made under sub-section (1) shall be published in the Official Gazette or in such manner as the State Government considers best calculated to bring it to the notice of the persons to be affected by the order.
(3) An order made under sub-section (1) shall be in force for six months only but the State Government may, by a like order, extend it for any period not exceeding six months if it is satisfied that in the public interest it is necessary or expedient so to do.
(4) Upon the issue of an order under sub-section (1),

(a) no person employed in any essential service to which the order relates shall go or remain on strike;
(b) any strike declared or commenced, whether before or after the issue of the order, by persons employed in any essential service is illegal.

Punishment

4. Any person;

(a) who commences a strike which is illegal under this Ordinance or goes or remains on, or otherwise takes part in, any such strike;
(b) who instigates or incites other persons to take part in, or otherwise acts in furtherance of a strike which is illegal under this Ordinance, or
(c) who knowingly expends or supplies any money in furtherance or support of a strike which is illegal under this Ordinance, or
(d) who by the use of force or show of force or otherwise, prevents any other person employed in any essential service, specified in the order issued under sub-section (1) of section 3, from performing his duties under such employment,

shall be punishable with imprisonment for a term which may extend to one year, or with fine which may extend to one thousand rupees, or with both.
5. Any offence under this Ordinance shall be cognizable and non-bailable.

6. The provisions of this Ordinance and of any order issued thereunder shall have effect notwithstanding anything inconsistent therewith in any other law for the time being in force.

Gangtok
Dated the 27-4-1985.

Kona Prabhakara Rao,
Governor.

B.R. Pradhan
Secretary to the Government of Sikkim,
Law Department.
(F. 16 (40) LD/77)

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT


GOVERNMENT OF SIKKIM
HOME DEPARTMENT


NOTIFICATION

The Governor of Sikkim is pleased to provide the following incentives to holders of Green Cards issued by the Health Department.

(a) 5 per cent preference for housing loans.

(b) 5 per cent preference for allotment of Government quarter on rent

and

(c) General preference for all other facilities provided by Government for which an element of selection is involved.

M. M. RASAILY,
Home Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

In exercise of the powers conferred by section 12 of the Code of Criminal Procedure, 1998 (V of 1898) the State Government hereby vests the powers of Magistrate of the first class upon Shri T. P. Dorji, Additional District Magistrate, East District with immediate effect.

M. M. RASAILY,
Home Secretary.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

No. 2(3) Home/77/88
Dated 27th April, 1985.

The Governor of Sikkim is pleased to approve the following facilities admissible to MLAs who are Chairmen to also those Chairmen who are not MLAs with immediate effect.

I. POL.
   (a) Monthly quota of 100 Ltrs for local use and 150 Ltrs maximum for tour purposes if a vehicle is attached.
   (b) If a vehicle is not attached then a conveyance allowance of Rs. 350/- per month.

II. RESIDENTIAL
   (a) A quarter with free electricity and water supply.
   (b) Rs. 1,000/- per month if a Government quarter is not provided.

III. Re-imbursement of donations for noble and benevolent causes from Rs. 2,500/- to Rs. 5,000/- per annum.

IV. Daily Allowance — Rs. 100/- daily for attending meeting of the Organisation.

This supersedes Home Department Notification No. 2 (3) Home/77/10015 dated 12th April, 1985.

M. M. RASAILY,
Home Secretary,

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

Notification No. 7(17)Home/79-81/82/29 Dated Gangok, the 27th April, 1985.

In exercise of the powers conferred by clause (3) of Article 166 of the Constitution of India, the Governor of Sikkim is pleased hereby to make the following rules for the allocation of business of the Government of Sikkim, namely:

1. Short title—These rules may be called the Government of Sikkim (Allocation of Business) Rules, 1985.
2. Allocation of business—The business of the Government of Sikkim shall be transacted in the Departments specified in the First Schedule to these rules.
3. Distribution of subjects—The distribution of subjects among the Departments shall be as specified in the second Schedule to these Rules.
4. Allocation of Departments among Ministers: (1) The Governor may, on the advice of the Chief Minister, allocate the business of the Government of Sikkim among Ministers by assigning one or more Departments to the charge of a Minister.
   (2) Notwithstanding anything contained in sub-rule (1); the Governor may, on the advice of the Chief Minister:
      (a) associate in relation to the business allotted to a Minister under sub-rule (1), another Minister or Deputy Minister to perform such functions as may be assigned to him; or
      (b) entrust the responsibility for specified items of business affecting any one or more than one Department to a Minister who is in charge of any other Department.

By Order of the Governor.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
THE FIRST SCHEDULE
(See Rule 2)

DEPARTMENT

1. Home Department
2. Establishment Department
3. Agriculture Department
4. Land Revenue Department
5. Finance Department
6. Food and Civil Supplies Department
7. Information and Public Relations Department
8. Printing Department
9. Ecclesiastical Department
10. Forest Department
11. Animal Husbandry Department
12. Education Department
13. Power Department
14. Buildings, Water Supply and Housing Department
15. Motor Vehicles Department
16. Co-operation Department
17. Planning and Development Department
18. Tourism Department
19. Labour Department
20. Mines and Geology Department
21. Scheduled Castes and Scheduled Tribes Welfare
22. Sikkim Nationalised Transport
23. Law Department
24. Roads and Bridges (Roads)
25. Legislature Department
26. Rural Development Department
27. Local Self Government Department
28. Industries Department
29. Excise (Abkari) Department
30. Health and Family Welfare Department
31. Irrigation Department
32. Culture Department.
THE SECOND SCHEDULE

(See Rule 3)

Distribution of Subjects among the Departments in Sikkim

1. **Homne Department:**
   1. General Administration
   2. Administration of Justice
   3. Internal Security
   4. Business of Department—distribution among departments
   5. Assumption of Office by Governor
   6. Police
   7. Public Order
   10. Cipher-Cipher correspondence.
   11. Elections to the State Legislative Assembly
   13. Office procedure
   14. Political offences-prosecutions and withdrawal thereof
   15. Jurisdiction and power of courts except High Court
   16. Matters relating to Citizenship
   17. Public Service Commission

2. **Raj Bhavan:**
   18. Establishment
   19. Grants
   20. Personal stuff of Governor
   21. Works
   22. State Administration report.

3. **Secretariat:**
   23. Establishment
   24. Library
   25. Manual
   26. State Emblem
   27. Visits of high personages-very important personages
   28. Flags-hanging of-rues etc.
   29. Census
   30. Ceremonials
   31. Pool transport-Govt. Vehicles
   32. Jail
   33. Public services-Statutory rules of the services with which the apartment is concerned.
II. Establishment Department.

1. All service matters of Gazetted Officers including
2. All India Services and deputationists.
4. Maintenance of Seniority list of all Non-Gazetted employees of the grade of UDCs and above and their promotions, including matters not delegated to the Heads of Departments through General or special orders/instructions.
5. Fixation of pay at the time of revision of pay scale, appointments, promotion etc.
6. Revision of pay scales.
7. Revision, amendment, repeal modification of service rules, terms and conditions of contract service and deputation including recruitment of all posts.
9. Creation, abolition, re-designation, upgradation, classification and gradation of all posts and State services.
10. Matters related to the deputation of officers from the Central to the State Government and vice versa including an omnibus semi-autonomous organisations.
12. Inservice training within and outside the State including foreign Countries.
14. Issue of order/notification on all service matters of Gazetted Officers including member of All India Services and on matters related to the foregoing items including into departmental transfers of Non-gazetted employees.
15. Public Services-Statutory rule of the services with which the Department is concerned agriculture Department.

III. Agriculture Department.

1. Agriculture including Horticulture and Agricultural Education, Research, Engineering and Extension.
2. Land use programmes and water conservation in agricultural lands.
4. Development of irrigation command area.
5. Agricultural marketing and quality control including marketing intelligence.
6. Agriculture information, agriculture statistics, crop weather forecast, assessment and relief measures to assist farmers affected by natural calamities.
7. State works and buildings under administrative control of the Department.
8. Public Services-Statutory Rules of the services with which the department is concerned

IV. Land Revenue Department.

1. Questions relating to names in old Sikkim Subject Register
2. Postal Services.
3. Natural Calamities.
4. Registration of Companies, Association, Clubs etc.
5. Settlement of all Government land, excluding those under Forest and Local Self Government.
6. Registration of documents.
7. Registration of Trading Firms.
9. Collection and revision of land revenue and local taxes.
10. Regulation of land tenure.
11. Declaration and settlement of abandoned land (Partik)
12. Allotment of land for cremation and burial ground in areas other than urban, has and reserved forest area.
13. Assessment and disbursement of compensation.
14. Land Records including Mutation.
15. Land Reforms.
16. Land Revenue Administration.
17. Land Requisition and Acquisition.
18. Appointment of Mondals
19. Cardamom Khazana
20. Orange Khazana
21. District Collector and Staff
22. Public Services-Statutory Rules of the Services with which the Department is concerned

V. Finance Department

1. Annual Financial Statement (Budget) and Appropriation Bills
2. Advance grants-vote of credits and exceptional grants
3. Supplementary, additional or excess grants and statement of expenditure
4. Reappropriation
5. Consolidated Fund of the State
6. Contingency Fund of the State
7. Natural Calamities Relief Fund
8. Loans and Advance
9. Public Debt of the State
10. Cash balance of the State
11. Ways and Means
12. Taxation and allied measures
13. Mobilisation of Resources
14. Lotteries-
15. State Trading Schemes
16. Economy in expenditure
17. Accounts and allied matters
19. Financial Rules
20. Travelling Allowance Rules
21. Medical Facilities Rules
22. General Provident Fund Rules
23. Treasury Rules
24. Matters relating to Banking and Financial Institutions
25. Matters relating to State Public Sector undertakings and Departmental Commercial undertakings
26. Pensions
27. Internal Audit
28. Pay and Accounts Office
29. Finance and Accounts Service
30. Sikkim Subordinate Accounts Service
31. Public Services-statutory rules of the services with which the Department is concerned.

VI. Food and Civil Supplies Department

1. Procurement, distribution, fixation of prices and control of all essential commodities in Sikkim.
2. Control of Departmental buildings.
3. Weights and measures cell.
4. Public services-Statutory rules of the services with which the Department is concerned.

VII. Information and Public Relations Department

1. All Matters relating to official publicity, including advertisements, on policies and development activities of the Government through all media.
2. Collection of feedback information on reaction of the Press on the policies and development activities of the Government.
3. Press Conference.
4. Formulation and implementation of rules and regulations governing functioning of Press.
5. Liaison with Central media agencies in Sikkim and elsewhere.
6. Liaison with official media agencies of other States.

VIII. Printing Department.
2. Regulation of Printing rates in the State.
3. Public Services-Statutory rules of the services with which the Department is concerned

IX. Ecclesiastical Department
1. Ecclesiastical Affairs.
2. General control and supervision over the affairs of Monasteries, Shrines and Temples
3. Payment of subsidies and aids to the Religious Institutions
5. Sacred Hot springs, Temples, Caves and places of Pilgrimage in Sikkim.
6. Prohibition against taking of lives or killing during auspicious days.
7. General control and supervision over Nying-ma shedra and Drupda.
8. Promotion of religious studies including Art.
9. Public Services-Statutory rules of the Services with which the Department is concerned

X. Forest Department
1. Management of Government Forest
2. Private Estate Forest under Government Management
3. Forest works, construction and maintenance including roads, bridges, buildings, rope ways, saw mills, machinery and equipments etc.
5. Soil Conservation-measures and control.
6. Control of Khas and Gorucharan lands.
7. Control of pasture land in Alpine region.
8. Development of minor forest products like cardamom, medicinal herbs with Government Forest land.
9. Aforestation
10. Fisheries and Wildlife
11. Departmental code and Manual
12. Public Services-Statutory rules of the services with which the department is concerned.

XI. Animal Husbandry Department
1. All works relating to Animal Husbandry Development including bee keeping in Sikkim.
2. Dairy Development
3. Rabies Control.
4. Coordination and consultation with Forests and Agriculture department for the development of animal feed and fodder.
5. Inspection, quality control and marketing and regulation of markets products.
6. State works and buildings under the administrative control of the Department.
7. Coordination and consultation with Education Department for educational course related to Animal Husbandry.
8. Public Services-Statutory es of the services with which the Department is concerned.

XII. Education Department
1. School Education
   (i) Pre-Primary Education
   (ii) Elementary Education
   (iii) High and Higher Secondary Education
2. Higher Education
   (i) College
   (ii) Professional (Law College)
   (iii) University

3. Teacher Education
   (i) T. T. I.
   (ii) S.I. E/S. C. E. R. T.
   (iii) B.Ed.
   (iv) Continuing Education/Open School system

5. Scholarship and stipends including foreign Scholarships.
6. Examination including S.B.S.E.
7. Adult Education, N.F.E. and Social Education.

8. Special Education
   (i) Technical Education
   (ii) Vocational Education
   (iii) Guidance and Counselling

9. Education Service and Administrations
10. Literary and Scientific Association including Libraries in the State.

11. Physical Facilities
    (i) Building
    (ii) Laboratories

12. Nutrition and Health Education
14. Education of Handicapped and Mentally retarded children
15. Control of Text Books-preparation, production, purchase and sells of School Text Books
16. Other related topics not covered under above items.
17. Public Services-Statutory rules of the services with which the department is concerned.

XII Power Department:

2. Generation, Transmission, Distribution and Utilisation of Power.
3. Construction and Maintenance of building road etc.; connected with the Project and the Department.

XIV. Buildings, Water Supply and houstmh Department.

Buildings.

1. Survey, Investigation, Planning and Design, Estimation, Execution, Allotment and Maintenance of:
   (a) Public Workers:
   All non-residential buildings like Office buildings, hospital, school (Junior High Schools and above) Sikkim Legislative Assembly building, Community Centres, Rest Houses, Inspection Bungalows and State Guest Houses (other than those constructed and maintained by other Departments and all other institutions and public utility buildings of the Government and Semi-Government Organisation.
   (b) Housing:
   Raj Bhavan Building, All Government residential buildings (other than those constructed and/or maintained by other department.

2. Survey, Investigation, Planning and Design, Estimation Execution of the buildings entrusted by any other State or Central Governments agencies including autonomous bodies like Boards, Corporations and Companies.
3. Allotment of Governments quarters
4. Realisation of rent of Government quarter and building as per rules.
Drinking Water Simply and Spallation:
1. Survey, Investigation, Planning and Design (including conservation of water sheds) Estima-
tion, Execution and maintenance/repairs of water supply and sanitation system in urban and
semi-urban areas including rural marketing centers.
2. Realisation of Government revenues connection with drinking water supply and
services.

General:
1. Manual
2. Stores
3. Valuation of buildings hired or acquired by the Government.
4. Public Services—Statutory rules of the services with which the department is concerned.

XV. Motor Vehicles Department
1. Registration of Motor Vehicles.
2. Issue of Taxi Route Permits.
3. Issue of Driving Licences.
4. Endorsement of Fitness Certificate.
5. Collection of Motor Vehicle Road Tax.
6. Meetings of State Transport Authority
7. Realisation of Government Revenue by way of Taxes and fees from Vehicles
8. Issue of Counter signature to West Bengal Public Carriers and State Carriers.
10. All matters relating to Inter-State Transport arrangement.
11. Public Services-Statutory Rules of the services with which the Department is concerned.

XVI. Co—operation Department.
1. Organisation, promotion and development of all Cooperative Societies in accordance with
the Sikkim State Cooperative Societies Act 1978 and Rules thereunder.
2. Training in different Courses relating to Cooperatives.
3. Control of all buildings constructed out the funds of the Department of Cooperation.
4. Public Services-Statutory Rules of the Services with which the Department is concerned.

XVII. Planning and Development Department:
1. Formulation of all development plans in Sikkim.
2. Determination of priorities for all plans.
4. Inter-sectoral coordination with respect to Plan Implementation.
5. Man-Power Planning and General Training for in-service candidates in Administration and
Management.
6. All matters connected with Bureau of Economics and Statistics except Registration of Births
and Deaths.
7. Public Services-Statutory Rules of the services with which the Department is concerned.

XVIII. Tourism Department:
1. Promotion
2. Information and Reception.
3. Transport including Caie Cars.
4. Accommodation including Tourist Centres.
5. Hoteliering and Restaurant.
6. Trekking, Mountaineering, Skiing and other Tourist attraction.
7. Tourist Guides.
8. Public Services-Statutory Rules of the services with which the Department is concerned.

XIX. Labour Department
1. Factories
2. Welfare of Labour-Industrial, Commercial and Agricultural conditions of Labour; employers liability and workmen's compensations; improvement of working conditions in factories; canteens in industrial undertakings.
3. Trade Unions; Industrial and Labour Disputes.
4. Labour Statistics.
5. Fixation and revision of wages and settlement of wages in case of dispute.
7. Administration of the following Acts:
   (i) Sikkim Shops & Commercial Establishments Act, 1983
   (ii) Inter State Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979.
   (iii) The Bonded Labour (Abolition) Act, 1976
   (iv) The equal Remuneration Act, 1976
8. Public Services - Statutory Rules of the Services with which the Department is concerned.

XX. Mines and Geology-Department:
1. Control and conservation of entire Mining and Geological activities in the State.
2. Registration and Development of the major minerals according to National Mineral Conservation Policy.
3. Grants of Certificates of Approval, Prospecting Licences and Mining leases for the exploration and exploitation of various major minerals.
4. Levy ing and collection of royalties on major minerals.
5. Identification of unstable areas as in collaboration with other concerned Departments and suggesting remedial measures therefor.
6. Formulation of Policies connected with development and conservation of minerals resources including Minor Minerals which controlled by Forest Department of the State.
7. Participation in joint ventures for Mineral resources utilisation in the State.
8. Training of personnel.
10. Public Services-Statutory rules of the services with which the Department is concerned.

XXI Scheduled Castes and Scheduled Tribes Welfare Department.
1. All matters connected with welfare of Scheduled Castes and Scheduled Tribes.
2. Economic betterment schemes for Scheduled Castes and Scheduled Tribes.
3. Educational Development Schemes for Scheduled Castes and Scheduled Tribes.
4. Facilities for Vocational training for Scheduled Castes and Scheduled Tribes.
5. Voluntary organisations connected with Scheduled Castes and Scheduled Tribes.
6. Post-Matric Scholarship Schemes (CSS) for Scheduled Castes and Scheduled Tribes.
7. Tribal Sub-Plan.
8. Special Component Plan for S/Cs.
10. Scheduled Tribes Welfare Board.
11. Monitoring and evaluation of schemes for Scheduled Castes and Scheduled Tribes under other Department and agencies.
12. Public Services-Statutory Rules of the services with which the Department is concerned.

XXII Sikkim Nationalised Transport:
1. Transportation of all goods on nationalised routes within the State and also to and from outside the State under Inter-State agreement.
2. Transport of passengers within and outside the State on SNT routes.
4. Transportation of postal mail within and outside the State.
5. Fixation of Tariff.
6. Purchase of vehicles, accessories, spare parts including tyres and flip direct from Manufacturers and authorised dealers.
7. Running of workshop for repair and maintenance of departmental fleet of SNT.
11. Training of personnel.
12. Administrative control over all buildings of the Department.
13. Public Service—Statutory rules of the services with which the Department is concerned.

XXIII. Law Department.
1. Advising the Government in matters of litigation, appeals, etc. and on Legal questions.
2. Generally to assist Government Departments in all matters of legal nature.
3. Drafting of Government Bills and Ordinances.
4. Scrutiny of Cabinet Memoranda prepared by other Departments relating to legislative proposals or any other legal question.
5. Scrutiny of non-official Bills.
6. Scrutiny/vetting of subordinate legislation including agreements and conveyance to be entered into or signed by or on behalf of the Governor.
7. Publication of Sikkim Acts and Ordinances.
8. Republication of notifications extending Central enactments to the State.
9. Republication of Central Laws which are of interest to the people of the State.
10. Publication of the Sikkim Law Journal and other legal publications including the Sikkim Code and Manuals other than Departmental Manuals.
12. Legal Aid to the poor and Legal Aid and Advice Board.
13. Law Commission of the State.
14. Administration of the following Acts:
(I) The Sikkim Interpretation and General Clauses Act, 1977
(II) The Sikkim Advocates Act, 1980
(III) The Sikkim Court Fees Act, 1983.
15. Advocate General
16. Government Advocates and Public Prosecutors
17. Fixation of fees of Law officers and engagement of Lawyers and payment of fees.
18. Public Services—Statutory rules of the services with which the Department is concerned.

XXIV. Roads and Bridges (Roads)
1. Public Works—Investigation, planning, design, estimation, construction, execution, maintenance and control of roads, bridges, canals, banks, bandhs, ropeways, tunnels.
2. Control of road reserves, right of roadways.
3. Preparation, control and implementation of Master plan of communication.
4. Restriction on traffic (size, weight and speed) on all motorable roads in the State.
5. Highway/road regulation.
6. Land use control for areas effecting public road and control of ribbon development.
7. Procurement and maintenance of construction materials and stores for Government Public Supplies.
8. Control of Rest Houses and its compounds.
9. Channelisation of rivers.
11. Public Services—Statutory rules of the services with which the Department is concerned.

XXV. Legislature Department
1. Sikkim Assembly Secretariat Service.
2. Co-ordination of answers questions.
3. Election to the Rajya Sabha by Members of the Assembly Conduct of.
4. Legislators Quarters and Hostel—Administration of.
5. Legislative Library.
6. Members of the Assembly.
7. Presiding Officers-all questions relating to Speaker, the Deputy Speaker, the Chairman of Committees.
8. Rules of Procedure and conduct of Business in the Legislative Assembly.
9. Business relating to the Legislative Assembly under the Constitution and the rules of procedure and Conduct of Business.
10. Summoning and propagation of the State Legislature.
12. Public Services-Statutory rules of the Services with which the Department is concerned.

XXVI Rural Development Department
1. Construction of Food Suspension Bridges, Log Bridges and Rural Water Supply.
2. Construction works of Primary Schools.
3. Maintenance and protection of completed Rural schemes.
5. Development of Rural Area.
6. Sikkim Rural Development Agency (SRDA)
7. Training Rural Development (I.R.D.)
8. Training of Rural Youth for Self Employment (TRYSEM)
10. Nutrition and Intensive Development Programme (IDP)
11. National Rural Employment Programme (NREP) (Food for work Programme)
12. Programme with the UNICEF Help.
13. Women’s Services-Statutory rules of the services with which the Department is concerned.

XXII. Local Self Government Department:
1. Trade Licences
2. Fees, taxes and levies from bazars and Municipal areas.
3. Allotment of sites.
4. Development and improvement of bazars and Municipal areas.
5. Control over all building constructions in bazar and Municipal areas.
7. Urban Local Bodies.
8. Urban Housing.
9. Public Services-Statutory rules of the services with which the Department is concerned.

XXVIII. Industries Department:
1. Promotion and Development of Handicrafts, Handlooms and Cottage Industries.
2. Promotion and Development of Small Scale and other Industries.
5. Craftsman training programme and Industrial Training Institute.
6. Tea Industry - Sikkim Tea Estate
7. Khadi and Village Industries Board
8. Public service - Statutory rules of the services with which the department is concerned

XXIX Excise (Abkari) Department:
1. Matters to production and/or sale of all alcoholic drinks in Sikkim.
2. Control regulation of sale of opium and ganja in Sikkim.
3. Settlement Excise shops on auction/commission basis
4. Detection and prevention of illicit distillation and sale
5. Detection and trial of cases Departmentally for adulteration of unauthorised quality products.
6. Fixation duty and selling rates of all alcoholic drinks, ganja and opium.
7. Realisation of revenue.
8. Licencing and control of distilleries, brewerries and bonded ware houses.
9. Licencing and control of medicinal and Toilet preparation based on alcohol.
10. Issue of import and export permits.
11. Public services-Statutory rules of the services with which the Department is concerned.

XXX. Health and Family Welfare Department.
1. Public Health including prevention of food adulteration and other health hazards medical relief.
2. Medical and Health education of ‘public’.
3. Stores
4. Preventive Health Services (including environmental pollution, sanitation, provision water conservancy and hygienic disposal of waste)
5. School Health
6. Maternity, child health and family welfare
7. Nutrition and ICDS.
8. Public services-Statutory rules of the Services with which the Department”

XXXI. Irrigation Department.
1. Development of water resources.
2. Construction of Irrigation works.
4. Assist cultivators in the maintenance of private irrigation works.
5. Water Management.
7. Assessment of irrigation and irrigation development.
8. Flood Protection and Anti erosion works.
9. Public Services-Statutory rules on water resources, irrigation and Flood Protection works.

XXXII. Culture Department.
1. Preservation and consolidation of ancient art and culture.
2. Collection and compilation of folk songs and music etc
3. Cultural shows-arrangement of
4. Preservation and conservation of ancient monuments,
5. Institute of Tibetology -
6. Fostering competitive programme for community development
7. Library attached to the Community Centre.
8. Museums.
11. District Libraries attached to District Community Centre
13. Works pertaining to renovation/restoration for preservation and conservation of ancient monuments, sites/remain/ruins, institutions, etc having historical and religious import ance.
14. Public services-statutory rules of the services with which the Department is concerned.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
Consequent upon the creation of eight sub-divisions in the four districts at Gangtok, Chungthang, Gazing, Pakong, Mangan, Soreng, Namchi and Ravong, the Sub-Divisional Officers Sub-Divisional Magistrates are hereby entrusted the discharge of the following works within their jurisdiction with immediate effect:

1. Revenue Collection.
2. Conducting inquiry into land disputes and encroachment of Government and private land holdings.
3. Carry out survey and on the spot inquiry in case of land acquisition and assessment.
4. Assessment of compensation on account of land acquisition and damage caused by natural calamities.
5. Renewal of Trade Licence.
6. He will also function as Sub-Registrar and all registration and mutation works within his jurisdiction will be dealt by him. All these works will be carried out by the SDO/SDM under the overall guidance, supervision and control of the District Collector. Apart from this, he is also be required to carry out miscellaneous works entrusted to him by the District Collector from time to time.

K. SHERAB,
Secretary,
Land Revenue Department
GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT


NOTIFICATION

In exercise of the power conferred by the proviso to article 309 of the Constitution, the Governor of Sikkim hereby makes the following rules to amend the Sikkim Sub-Ordinate (Ministerial and Executive) Service Rules, 1984, namely:

1. (i) These rules may be called the Sikkim Sub-ordinate (Ministerial and Executive) Service (Amendment) Rules, 1985.

(ii) They shall come into force on the date of their publication in the Official Gazette.


(I) Under grade I relating to the post of Stenographer:—

(i) for the entry in column 2, the following entry shall be substituted; namely:

"(a) Stenographer Grade II, with 2 years regular service in the Grade, on passing the proficiency test in shorthand and typewriting to be held by the Controlling Authority at such interval as it may decide, shall attain the scale prescribed for Stenographer Grade I. The minimum speed shall be 100 words per minute in shorthand and 50 words per minute in typewriting, or

(b) by direct recruitment through open competitive examination."

(ii) in column 3, after the existing entry the following shall be inserted, namely:

"Note—The above condition shall apply to direct recruits only."

Under grade II relating to the post of Stenographer Grade II:—

(i) for the entry in column 2, the following entry shall be substituted; namely:

"(a) Stenographer Grade III with four years regular service, on passing the proficiency test in shorthand and typewriting, to be held by the controlling authority at such interval as it may decide, shall attain the scale prescribed for Stenographer Grade II. The minimum speed shall be 80 words per minute in shorthand and 40 words per minute in typewriting, or

(b) by direct recruitment through open competitive examination."

(ii) in column 3, after the existing entry the following shall be inserted namely:

"Note—The above condition shall apply to direct recruits only."

By order and in the name of the Governor.

T. CHHOPHEL,
Secretary to the Govt, of Sikkim,
Establishment Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
FINANCE (COMMERCIAL TAXES) DEPARTMENT

No. 8(142)IT&ST/84. Dated Gangtok, the 1st May, 1985.

NOTIFICATION

In exercise of the powers conferred by sub-section (2) of Section 8 of the Sikkim Sales Tax Act, 1983 (No 4 of 1983), the State Government hereby adds the following item in Schedule I of the same Act, namely:

After item No. “31 Hosiery goods”, “32 extruded food meant for supply to Nutrition Cell, Department of Health and Family Welfare, Government of Sikkim” shall be added.

2. This Notification shall be deemed to have come into force from the 1st day of April, 1984.

R. NARAYANAN,
Secretary,
Finance (Commercial Taxes) Department,
Government of Sikkim,
Gangtok.

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GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT

Notification No. 4(66)/L.R.(S) Dated Gangtok, the 22nd May, 1985.

(Declaration under Section 6 of the Land Acquisition Act, 1894) (I of 1894).

Whereas the functions of the Central Government under Land Acquisition Act, 1894 (I of 1894), in relation of the acquisition of land for the purposes of the Union have entrusted to the State Government by notification No. F. 12018/12/76 LRD dated 10th January, 1978 issued by the Government of India in the Ministry of Agriculture & Irrigation under clause (1) of Article 258 of the Constitution of India;

And whereas the Governor is satisfied that land is needed for a public purpose, namely for 85 R.C.C (GREF) C/O 99 APO for construction of catch water drain and water chute in the block of Kabi District, North it is hereby declared that a piece of land comprising cadastral plots 1910, 1911, 1913, 1914, 1916, 2012, 2014, 2015, 2016, 2018 and 2023 measuring, more or less 0.51 acres, bounded on:

East:— C. F. of Samten Dorjee Lepcha, Tenzing Lepcha, Khedub Lepcha and Denzi Bhutia.
West:— C.F. of Samten Dorjee Lepcha, Chophel Lepcha, and brothers, foot path.
North:— Road reserve & C.F. of Khedup Lepcha, Chedup Lepcha and Denzi Bhutia;
South:— Road reserve & C.F. of Chophel Lepcha & brothers, Kholsa, C. F. of Chiten Bhutia, Khedup Lepcha, Chedup Lepcha and Denzi Bhutia.

is needed for the aforesaid public purpose at the public expense within the aforesaid block of Kabi.

This declaration is made under the provision of Section 6 of the Land Acquisition Act, 1894 (I of 1894) read with the said notification, to all whom it may concern.

A plan of the land may be inspected in the office of the Collector-cum-Sp. L.A.O. Land Revenue Department Gangtok.

JIGME DORJEE,
Secretary,
Land Revenue Department,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
DEPARTMENT OF LABOUR

Dated Gangtok, the 28th May, 1985.

The Government of Sikkim has been pleased to revise the rates of daily wages of Workers borne on muster roll in the State of Sikkim as specified below with effect from the day of April, 1985:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Categories of workers</th>
<th>Revised daily rates</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1)</td>
<td>Supervisor</td>
<td>Rs. 12.00</td>
</tr>
<tr>
<td>(2)</td>
<td>Carpenter Class I</td>
<td>Rs. 20.00</td>
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<tr>
<td>(3)</td>
<td>Carpenter Class II</td>
<td>Rs. 17.00</td>
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<tr>
<td>(4)</td>
<td>Carpenter Class III</td>
<td>Rs. 15.00</td>
</tr>
<tr>
<td>(5)</td>
<td>Mason Class I</td>
<td>Rs. 17.00</td>
</tr>
<tr>
<td>(6)</td>
<td>Mason Class II</td>
<td>Rs. 15.00</td>
</tr>
<tr>
<td>(7)</td>
<td>Mason Class III</td>
<td>Rs. 13.00</td>
</tr>
<tr>
<td>(8)</td>
<td>Painter Class I</td>
<td>Rs. 15.00</td>
</tr>
<tr>
<td>(9)</td>
<td>Painter Class II</td>
<td>Rs. 13.00</td>
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<tr>
<td>(10)</td>
<td>Painter Class III</td>
<td>Rs. 12.00</td>
</tr>
<tr>
<td>(11)</td>
<td>Ordinary workers-male and female</td>
<td>Rs. 11.00</td>
</tr>
<tr>
<td>(12)</td>
<td>Boys and Girls</td>
<td>Rs. 9.00</td>
</tr>
<tr>
<td>(13)</td>
<td>Fitter Grade I</td>
<td>Rs. 16.00</td>
</tr>
<tr>
<td>(14)</td>
<td>Fitter Grade II</td>
<td>Rs. 15.00</td>
</tr>
<tr>
<td>(15)</td>
<td>Welder cum Dentor</td>
<td>Rs. 17.00</td>
</tr>
<tr>
<td>(16)</td>
<td>Electrician</td>
<td>Rs. 16.00</td>
</tr>
<tr>
<td>(17)</td>
<td>Buldozer Operator</td>
<td>Rs. 19.00</td>
</tr>
<tr>
<td>(18)</td>
<td>Roller Driver</td>
<td>Rs. 16.00</td>
</tr>
<tr>
<td>(19)</td>
<td>Compressor Operator</td>
<td>Rs. 14.00</td>
</tr>
<tr>
<td>(20)</td>
<td>Mixer Operator</td>
<td>Rs. 12.00</td>
</tr>
<tr>
<td>(21)</td>
<td>Sotone Crusher Operator</td>
<td>Rs. 14.00</td>
</tr>
<tr>
<td>(22)</td>
<td>Tractor Helper</td>
<td>Rs. 12.00</td>
</tr>
<tr>
<td>(23)</td>
<td>Helper to other machineries</td>
<td>Rs. 11.00</td>
</tr>
<tr>
<td>(24)</td>
<td>Vibrator Operator</td>
<td>Rs. 12.00</td>
</tr>
<tr>
<td>(25)</td>
<td>Pipe Fitter Class I</td>
<td>Rs. 12.00</td>
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<tr>
<td>(26)</td>
<td>Pipe Fitter Class II</td>
<td>Rs. 12.00</td>
</tr>
<tr>
<td>(27)</td>
<td>Assistant Pipe Fitter</td>
<td>Rs. 11.50</td>
</tr>
<tr>
<td>(28)</td>
<td>Filter Operator</td>
<td>Rs. 13.50</td>
</tr>
</tbody>
</table>
(29) Helper to Filter Operator Rs. 12.00
(30) Meter Reader cum Bill Clerk Rs. 12.00
(31) Senior Pipe Filter Rs. 14.00
(32) Driver Rs. 15.00

(i) The rates of daily wages of workers working at various altitude shall be as under:

(a) Upto 8000/altitude - Workers shall be paid normal wages
(b) From 8001/ to 12000/altitude - Workers shall be paid 50% more than the normal wages.
(c) From 12001/ to 16000/altitude - Workers shall be paid 75% more than normal wages.
(d) From 16001/ and above altitude - Workers shall be paid double the normal wages.

(ii) If a worker consecutively works without being absent during the working period of 6 (six) days in week, he shall be given one paid holiday on either Sunday or any other Hat Day.

(iii) Normal working hours of the workers shall be 8 (eight) hours in day.

(iv) No person below the age of fourteen years shall be employed in any work.

This Notification shall superecede the previous Notification No: 2/DL dated Gangtok the 13th June, 1983.

By Order,

J. DORJI,
Secretary,
Labour Department

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GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 2(3)Home/77/86                                                                Dated Gangtok, the 22nd May, 1985.

NOTIFICATION

The Governor of Sikkim is pleased to appoint the following officers as Directors on the Board of State Bank of Sikkim with immediate effect.

1. Secretary, Finance Department.
2. Secretary, Rural Development Department.


J.T. DENSAPA,
Additional Chief Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT


NOTIFICATION

Government of Sikkim has been pleased to constitute a high level ad-hoc Committee with the following members to co-ordinate with Archaeological Survey of India in various matter related with State Department of Cultural/Archaeology, and also to identify and verify places and objects of historical and cultural value for their proper preservation/purchase etc.

1. Hon'ble Minister (Cultural) - Chairman
2. Secretary, Tourism - Member
3. Secretary-cum-CC.F. - Member
4. Secretary, Rural Development - Member
5. Secretary, Land Revenue - Member
6. Secretary, Ecclesiastical - Member
7. Secretary, Culture - Member
8. Incharge of Archaeology, Culture Department. - Member-Secretary

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.

Election Commission of India’s Notification No. 56/84-XII dated 22nd February, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA

New Delhi
Dated the 22nd February, 1985
Phalguna 3, 1906 (Saka)

NOTIFICATION

S.O:— In exercise of the powers conferred by rules 5 and 10 of the Conduct of Elections Rules, 1961, and clauses (d) of sub-paragraph (1) and sub-paragraph (2) of paragraph 17 and paragraph 18 of the Elections Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby marks the following further amendments in its notification No. 56/84-1, dated the 13th November, 1984, published in the Gazette of India, Extraordinary, part II, Section 3 (iii), dated the 16th November, 1984, and as amended from time to time, namely:

In Table 4 of the said notification against item 8. Karnataka, under column 2, add The following entries:

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<thead>
<tr>
<th>No.</th>
<th>Item</th>
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<tbody>
<tr>
<td>40</td>
<td>Axe</td>
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<tr>
<td>41</td>
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<td>Ant</td>
</tr>
<tr>
<td>43</td>
<td>Apple</td>
</tr>
<tr>
<td>44</td>
<td>Almirah</td>
</tr>
<tr>
<td>45</td>
<td>Bus</td>
</tr>
<tr>
<td>46</td>
<td>Brief case</td>
</tr>
<tr>
<td>47</td>
<td>Bridge</td>
</tr>
<tr>
<td>48</td>
<td>Bunch of plantains</td>
</tr>
<tr>
<td>49</td>
<td>Bird in the nest</td>
</tr>
<tr>
<td>50</td>
<td>Book Rest</td>
</tr>
<tr>
<td>51</td>
<td>Bear</td>
</tr>
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<td>52</td>
<td>Boy</td>
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<td>Bat</td>
</tr>
<tr>
<td>54</td>
<td>Black board</td>
</tr>
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<td>55</td>
<td>Bullock cart</td>
</tr>
<tr>
<td>56</td>
<td>Book</td>
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<tr>
<td>57</td>
<td>Brinjal</td>
</tr>
<tr>
<td>58</td>
<td>Bread</td>
</tr>
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<td>59</td>
<td>Biscuits</td>
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<tr>
<td>60</td>
<td>Balloon</td>
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<tr>
<td>61</td>
<td>Bugle</td>
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<td>62</td>
<td>Batsman</td>
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<td>63</td>
<td>Bead Necklace</td>
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<td>64</td>
<td>Bell</td>
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<td>Bungalow</td>
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<td>66</td>
<td>Basket</td>
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<td>67</td>
<td>Butterfly</td>
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<td>68</td>
<td>Belt</td>
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<td>69</td>
<td>Bench</td>
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<td>73</td>
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<td>75</td>
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<td>Cot</td>
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<td>77</td>
<td>Clock</td>
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<tr>
<td>78</td>
<td>Cup and Saucer</td>
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<tr>
<td>79</td>
<td>Conch</td>
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<td>80</td>
<td>Custard Apple</td>
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<td>81</td>
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<td>82</td>
<td>Comb</td>
</tr>
<tr>
<td>Number</td>
<td>Description</td>
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<td>2</td>
<td>Chalk</td>
</tr>
<tr>
<td>4</td>
<td>Cap</td>
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<tr>
<td>6</td>
<td>Cube</td>
</tr>
<tr>
<td>8</td>
<td>Chicken</td>
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<tr>
<td>87</td>
<td>Colour box</td>
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<tr>
<td>88</td>
<td>Crow</td>
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<tr>
<td>90</td>
<td>Carrom Board</td>
</tr>
<tr>
<td>91</td>
<td>Cultivator winnowing grain</td>
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<tr>
<td>28</td>
<td>Chalk</td>
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<tr>
<td>50</td>
<td>Cap</td>
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<td>11</td>
<td>Cube</td>
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<td>13</td>
<td>Chicken</td>
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<td>15</td>
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<td>63</td>
<td>Cap</td>
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<td>38</td>
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<td>141</td>
<td>Carrom Board</td>
</tr>
<tr>
<td>142</td>
<td>Cultivator winnowing grain</td>
</tr>
</tbody>
</table>
3

215. Road roller
216. Racket
217. Railway Guard
218. Room heater
219. Razor
220. Rain coat
221. Room cooler
222. Rack
223. Spider
224. Scissors
225. Swastik within a circle
226. Ship
227. Sheep
228. Shaking hands
229. School bell
230. See saw
231. Squirrel
232. Sugar bowl
233. Stool
234. School bag
235. Scout
236. Sun flower
237. School going boy
238. Sleeping boy
239. Shoe brush
240. Scooter
241. Screwdriver
242. Spoon
243. Sieve
244. Slate
245. Soap cake
246. Swing
247. Slide
248. Shirt
249. Soap case
250. Shuttlecock
251. Table (Two)
252. Table
253. Two Swords & a shield
254. Truck

257. Two farmers going to the field
258. Torch
259. Telephone
260. Toy bear
261. Table lamp
262. Table fan
263. Towel
264. Tub
265. Top
266. Tooth paste and brush
267. Tomato
268. Turnip
269. Tent
270. Television
271. Talcum powder
272. Tortoise
273. Umbrella
274. Uniform
275. Utencils
276. Vegetable basket
277. Violin
278. Vest
279. Village
280. Van
281. Wheel
282. A women carrying basket on her head
283. Water pump
284. Wheel barrow
285. Water tank
286. Window
287. Whistle
288. Water tap
289. Wool
290. Waste paper basket
291. Wash basin
292. Well
293. Walnut
294. Washerman
295. Water Melon
296. Yacht
297. Yak
298. Zebra

The above amendments shall be deemed to have been made with effect from 11.2.1985.

[No. 56/84-XII]

By Order,

Sd/- (V.K. RAO)
Secretary,
Election Commission of India

H. R. GUPTA,
Deputy Chief Electoral Officer,
Sikkim

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION


The following order made by the Governor of Sikkim is hereby published for general information:—

" No. SKM/GOV/150/85 Dated 31st May, 1985

ORDER

In exercise of the powers conferred on me by Article 174(1) in Part VI of the Constitution of India, I, Bhishma Narain Singh, Governor of Sikkim, hereby summon the Sikkim Legislative Assembly to meet on Monday, 24th June, 1985 at 11.00 A.M. in the Assembly House at Gangtok.

I further direct that the Secretary, Sikkim Legislative Assembly, shall notify the Members accordingly.

BHISHMA NARAIN SINGH
GOVERNOR OF SIKKIM"

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. 78     Gangtok, Tuesday June 4, 1985.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

RECRUITMENT AND CONDITIONS OF SERVICE ORDER

Subject:- Methods of recruitment and qualifications for appointment to various posts in the Sikkim Legislative Assembly Secretariat.

In exercise of the powers conferred by sub-rule (2) of rule 4 and sub-rule (1) of rule 7 of the Sikkim Legislative Assembly Secretariat (Recruitment and Conditions of Service) Rules, 1983, the Speaker, in consultation with the State Government, hereby makes the following order:—

ORDER

1. Short title and commencement -
   (1) This order may be called the Sikkim Legislative Assembly Secretariat (Methods of Recruitment and qualifications for appointment) order, 1984.
   (2) It shall come into force on the date of its publication in the Official Gazette.

2. Definitions - In this Order, unless the context otherwise requires -
   (a) "Schedule" means the Schedule appended to this Order;
   (b) "Secretary" means the Sikkim Legislative Assembly Secretariat;
   (c) "Secretariat" means the Sikkim Legislative Assembly Secretariat;
   (d) "Service" means the Sikkim Legislative Assembly Secretariat Service;
   (e) "Speaker" means the Speaker of the Sikkim Legislative Assembly;
   (f) "State Government" means the State Government of Sikkim.

3. Scales of pay -
   The scales of pay attached to the posts shall be such as are specified in column 1 of the Schedule.

4. Pension, Gratuity and other Conditions of Service -
   Subject to the provisions in the Sikkim Legislative Assembly Secretariat (Recruitment & Conditions of Service) Rules, 1983, the conditions of service as regards leave, pension, allowances, gratuity and other conditions of service to officers of the Secretariat shall begoverned by such rules or orders as are applicable to the officers in the corresponding post/class/grade in the State Government modifications as the speaker may from time to time direct to be made.
5. **Method of recruitment** -

   (i) The recruitment to a post or class of posts mentioned in column I of the Schedule shall be made by the method or methods and in the manner specified in the corresponding entry in column 3 of the Schedule, and where more than one such method has been so specified the proportion of vacancies to be filled by each method shall be such as are specified in the corresponding entry in column 2 of the Schedule.

   (2) Every person appointed to the Service, whether by promotion or by direct recruitment shall be on probation for a period of one year:

   Provided that the appointing authority may, for reasons to be recorded in writing, extend the period of probation for such period as it may deem fit.

6. **Qualifications for appointment** -

   The qualifications required for appointment to the various categories of posts mentioned in column I of the Schedule shall be such as are specified in the corresponding entries in column 3 of the Schedule.

7. **Promotion** -

   (1) Where the method of recruitment by promotion has been specified in the Schedule.

   (a) it shall be made by selection on merit-cum-seniority,

   (b) for the purpose of selection under clause (a) of the sub-paragraph (1), merit, in relation to an officer, shall include:

   (i) his performance at a test, whether oral or written or both, if such a test is ordered by the appointing authority to be held for the purpose of such selection;

   (ii) the remarks in the annual confidential report on his work and conduct recorded by his superior officers;

   (iii) his academic qualifications;

   (iv) any other requirement which the appointing authority may lay down for eligibility by promotion;

   (v) his previous experience of the particular type of duties and responsibilities which he will be required to discharge, if selected; and

   (c) all officers eligible for promotion to a particular post shall be considered together.

   (2) For the purpose of calculating the length of service prescribed for promotion to the next higher grade, the services rendered by the officer in the corresponding post/grade before the date of enforcement of this order, shall be taken into account.

   (3) The appointing authority may, for reasons to be recorded in writing, relax the period of service required for promotion to a higher grade.

8. **Direct recruitment** - Where the method of direct recruitment has been specified in the Schedule for any post or class of posts -

   (a) the selection shall be made through a competitive examination including viva-voce test from amongst the persons possessing the qualifications and satisfying the conditions prescribed by or under this order;

   (b) the standard of the written test to be held under this paragraph shall be such as the Secretary may, from time to time, by order, prescribe;

   (c) the Secretary may, if he so considers necessary, prescribe by order any condition regarding experience, knowledge of local language, age or physical standard to be fulfilled by the candidates for eligibility for direct recruitment to such post or class of posts in addition to the requirements as to the qualifications for appointment prescribed in the Schedule.

9. **Seniority** -

   (1) The seniority of persons recruited directly to the service shall be determined in the order in which the names of the candidates are arranged by the authority competent to make the direct recruitment under this order.
(2) The Seniority among the persons promoted from the lower posts shall be fixed according to the percentage of marks secured by them in the test, whether oral or written or both and their remarks in the annual confidential report on their work and conduct and in such orders as may be determined by the authority competent to make the promotion under this order;

Provided that where two persons obtain the same number of marks in the test whether oral or written or both and were also appointed in the lower post on the same date, the person older in the age shall rank senior.

10 Selection Board - Subject to the provisions contained in this Order, the Secretary may constitute a Selection Board or Boards for recommending to the appointing authority suitable candidates for appointment to a post or class of posts.

11. Appointment to posts for which special type of experience or qualification is required - For the purposes of appointment by promotion or otherwise to a post for which a special type of experience or qualification is required, an officer even though otherwise eligible for appointment to that post under the provision of this Order may not be considered for appointment, if the appointing authority is of opinion that he does not possess the required experience or qualification.

12. Age limit - (i) Unless otherwise prescribed in the Schedule, the age of a candidate to be recruited for direct appointment shall ordinarily be not less than 18 years and not more than 30 years on the last date for submission of applications.

(2) The Secretary may, in the case where having regard to the higher educational and other qualifications, like experience etc, of a candidate to be recruited to a post, relax the maximum age limit specified in sub-paragraph (1) of this paragraph or prescribed under clause (c) of paragraph 8.

13. Option for absorption in service by Officers Serving in the Secretariat -

(1) Notwithstanding anything contained in this Order and in the Schedule, persons serving in the Secretariat on or before the commencement of this Order, shall opt for absorption in the Service within 30 days from the date of the publication of this Order. Options once exercised shall be final and those who fail to submit options within the specified period, shall be deemed to have opted for absorption in the Service.

(2) If any question arises as to any order under this paragraph, the decision of the speaker shall be final.

14. Power to relax - Where the Speaker is of the opinion that it is necessary or expedient so to do, he may, by order for reasons to be recorded in writing, relax any of the provisions of this order in respect of any class or category of persons.
THE SCHEDULE

METHODS OF RECRUITMENT AND QUALIFICATIONS FOR APPOINTMENT TO POSTS IN THE SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT

<table>
<thead>
<tr>
<th>Name of the post and scale of pay</th>
<th>Method of Recruitment</th>
<th>Eligibility Conditions</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Secretary</td>
<td>By promotion/deputation</td>
<td>Promotion - Officers (other than deputationists) holding the posts of Joint Secretary in the Assembly Secretariat - with 4 years' regular service in the grade.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Deputation - IAS Officers borne on the Sikkim Cadre and Sikkim State Civil Service Officers eligible for appointment as Secretary to the State Government.</td>
</tr>
<tr>
<td>2. Joint Secretary</td>
<td>By promotion/deputation</td>
<td>Promotion - Officers (other than deputationists) holding the post of Deputy Secretary in the Secretariat with 6 years' regular service in the grade.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Deputation - IAS Officers borne on the Sikkim State Cadre and Sikkim State Civil Service Officers eligible for appointment as Joint Secretary to the State Government.</td>
</tr>
<tr>
<td>3. Deputy Secretary</td>
<td>By promotion failing which by transfer on deputation</td>
<td>Promotion - Under Secretaries, Committee Officer and private Secretaries with minimum 4 year service in the grade.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Deputation - Officers of the Sikkim State Civil Service holding analogous posts in State Government.</td>
</tr>
<tr>
<td>4. Under Secretary/Committee Officer</td>
<td>By promotion failing which by deputation</td>
<td>Promotion - Office Superintendent with 5 years' regular service in the grade.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Deputation - Officers of the Sikkim State Civil Service holding analogous posts in State Government.</td>
</tr>
<tr>
<td>5. Superintendent(M.L.A. Hostal)</td>
<td>By promotion failing which by recruitment</td>
<td>Promotion - Assistant Superintendent with 5 year regular service in the grade.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Direct Recruitment – Essential: Degree in Hotel Management from a recognised University or equivalent. Desirable : Experience in catering or management in a hotel of repute.</td>
</tr>
<tr>
<td>6. Private Secretary to Speaker &amp; Dy. Speaker</td>
<td>By promotion failing which by recruitment.</td>
<td>Pre motion - Stenographers with 3 years' regular service in the grade and speed of 100 words per minute in Stenography and 40 words per minute in typing.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Direct Recruitment - Stenographers having a minimum speed of 100 words per minute in short-hand and 40 words per minute in typing with Diploma in Secretariat course. Ad-hoc appointment made shall be on co-terminus basis.</td>
</tr>
</tbody>
</table>
7. Senior Libreation- cum- Research Officer
   By direct recruitment
   Essential: A degree or equivalent dipl-
   omas in Library Science from a recog-
   nized University or equivalent.
   Desirable: Experience as a Librarian
   in a public Library. Experience in
   Research/documentation work.

8. Editor
   Rs.660-25-910-EB-30-1240-EB-40-1400
   By promotion failing which
   By direct recruitment
   Promotion – Nepali Translator with 3
   years’ of regular service in the grade.
   Direct Recruitment - Graduate with
   proficiency in English and Nepali
   Languages. Capable of doing simultaneous
   translation in the Assembly during
   Sessions.

9. Office Superintendent
   Rs.550-20-750-EB-30-950
   By promotion failing which
   By transfer on deputation
   Promotion/Transfer on deputation-
   Upper Division Clerks and Table Assis-
   tants with 7 year’s regular service in
   the grade.

10. Translators
    Rs.550-20-750-EB-30-1100
    By direct recruitment
    Essential - Degree of a recognised Uni-
    versity or equivalent. 2 years' experience
    in teaching or translation work in the
    concerned language i.e. Nepali, Bhutia,
    Lepcha or Limbu as the case may be.

11. Assistant Superintendent
    (M. L. A. Hostal)
    Rs.510-15-630-EB-18-720-
    EB-20-900
    By direct recruitment
    Essential - Class XII examination passed
    Diploma in hotel management from a
    recognised University or equivalent or
    3 years' experience in catering or mana-
    gement in a hotel of repute.

12. Operator
    Rs.510-15-630-EB-18-720-
    EB-20-900
    By direct recruitment
    Essential - Passed Class X Examination
    of a recognized Board. Diploma/Certi-
    ficate in Electronic Engineering or 3
    years' experience in the main-
    tenance and repairs of electronic
    equipments, particularly Tape Recorders.

13. Proof Reader
    Rs.480-12-600-EB-15-750-
    EB-20-850
    By direct recruitment
    Essential - Passed Class X Examination
    of a recognised Board. I.T I. Certificate
    in printing and stationary or 2 years' ex-
    perience of proof reading work in a prin-
    ting press of repute.

14. Accountant
    Rs.450-12-570-EB-15-720-
    EB-20-800
    By promotion
    Pre motion - Senior Accounts Clerk
    with 3 years' regular service in the grade,

15. Steno to Secretary, Steno-
    Graphers abd Nepali Steno-
    graphers.
    Rs.450-12-570-EB-15-720-
    EB-20-800
    By promotion and direct
    recruitment
    Promotion 50% direct recruitment 50%
    Direct Recruitment - Passed Higher
    Secondary Examination and having speed
    of 80 words per minute in
    Stenography and 3x words per minute in
typewriting.
16. Upper Division Clerk, Table Assistant, Senior Accounts Clerk and S.A.C. cura-Store Keeper, MLA Hostel Rs.410-10-580-EB-1 2-730
   By promotion and by direct recruitment. Promotion 50%
   Direct recruitment 50%
   Promotion - Lower Division Clerks with 3 years' regular service in the grade
   Direct Recruitment - Essential - Higher Secondary Examination passed Diploma in Typewriting with minimum speed of 30 words per minute. Desirable:
   Experience in office/Ac counts work.

17. Lower Division Clerks, Record Keeper-cum-LDC Rs.38o-7-450-EB-8-53o-EB-10-58o.
   By direct recruitment
   Essential - Passed Class X Examination of a recognised Board. Minimum speed of 3 a words per minute in Typewriting
   Provided that a person not possessing the said qualification in typewriting may be appointed subject to the condition that he will not be confirmed in the grade till he acquires a speed of 30 words per minute in typewriting.

18. Receptionist-cum-PBX-Operator Rs.380-7-450-EB-8-530-EB-10-580
   By direct recruitment
   Essential - Passed Class X Examination of a recognised Board. Desirable:
   Experience as receptionist and Knowledge of PEX Operation.

19. Driver Rs. 3 50-6-410-7-550
   By direct recruitment
   Essential - Passed Class V Examination. Possessing valid licence for driving cars and medium vehicles with 3 years' driving experience.

20. Room Attendent/Cook/Chowkidar-cum-Mali Rs. 3 20-5-390-6-450.
   By direct recruitment
   Essential - Class IV Examination Passed.

21. Peon, Chowkidar and Masalschi Rs. 300-4-340-5-380
   By direct recruitment
   Essential - Class IV Examination Passed.

22. Sweeper Rs. 3 00-4-3 40-5-380
   By direct recruitment
   Not necessary
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION

No. SLAS/85-86/204/1624. Dated Gangtok, the 5th June, 1985.

In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the Following Bill:-

THE SIKKIM HOUSING AND DEVELOPMENT BOARD
(AMENDMENT) BILL, 1985

(BILL NO. 3 OF 1985)

A Bill
to amend the Sikkim Housing and Development Board Act, 1979.

WHEREAS it is expedient to amend the Sikkim Housing and Development Board Act, 1979;

It is hereby enacted in the Thirty-sixth Year of the Republic of India by the Legislature of Sikkim as follows:—

Short title.
1. (1) This Act may be called the Sikkim Housing and Development Board (Amendment) Act, 1985.

(2) It shall be deemed to have come into force on the 22nd day of April, 1985.

Amendment of section
2. In the Sikkim Housing and Development Board Act, 1979, in section 4, in sub-section (1), after the words "State Government" and before the words "and the following", the words "or any other person so appointed by the State Government" shall be and shall be deemed always to have been inserted.

Repeal & Saving
3. (1) The Sikkim Housing and Development Board (Amendment) Ordinance, 1985 (No. 1 of 1985) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in the exercise of the powers conferred by or under that Ordinance, shall be deemed to have been done or taken in exercise of the powers conferred by or under this Act as if this Act was in force on the day on which such thing was done or such action was taken.
STATEMENT OF OBJECT AND REASONS

Sub-section (1) of section 4 of the Sikkim Housing and Development Board Act, 1979 provides for appointment of Chairman and other members of the Board. Under this sub-section the Chairman of the said Board shall be the Minister-in-Charge of Local Self Governing and Housing Department. It does not provide for appointment of any other person to be the Chairman of the Board.

The Government has felt the necessity of having a provision to enable the Government to appoint any other person to be the Chairman of the Board besides the Minister-in-Charge of the Department. With this object in view the Sikkim Housing and Development Board (Amendment) Ordinance, 1985 was promulgated. This bill seeks to replace the said Ordinance.

N. B. Bhandari,
Chief Minister.

Financial Memorandum

This amendment Bill seeks to amend the provision relating to appointment of Chairman of the Board by making a provision for appointment of any other person as Chairman besides the Minister-in-Charge of Local Self Government and Housing Department. In the event of appointment of any other person as Chairman there will be financial involvement which is worked out to be to the extent of Rupees Ninety thousand approximately per annum.

Memorandum on Delegated legislation

-NIL-

By Order,
T.P. SHARMA,
Secretary.
Sikkim Legislative Assembly Secretary.

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GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 7(13)Home/83/99
Dated Gangtok, the 4th June, 1985.

NOTIFICATION

The Governor of Sikkim is pleased to incorporate the following provision as clause 7A in the Government Rules of Business.

“7A. Financial powers :—

1. Grants other than Contingent Grants.
   (a) The Chief Minister may sanction expenditure not exceeding Rs. 8 lakhs in each individual case.
   (b) The Speaker and other Ministers may sanction expenditure not exceeding Rs. 5 lakhs in each individual case.
   (c) Sanction exceeding these amounts, as mentioned in (a) and (b), shall be placed before the Cabinet.

2. The exercise of the powers mentioned above are subject to the following:—
   (a) There is a specific provision in the budget.
   (b) The proposals are processed through the Finance Department before submission to the Minister for sanction.
   (c) The expenditure sanctioned is non-recurring.”

This supercedes Home Department Notification No. 7(20)H/77 dated 2nd September, 1977.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT

No.1/LSGHD. Dated Gangtok, the 1st June, 1985.

NOTIFICATION

In exercise of the powers conferred by Rule 38 of the Sikkim Cinema (Regulations) Rules, 1979, the Secretary to the Government of Sikkim in the Department of Local Self Government and Housing Department hereby authorises the District Magistrates and the Sub-Divisional magistrates to inspect any Cinema situated within their respective jurisdictions for the purpose of ensuring that the provisions of the Sikkim Cinema (Regulation) Act, 1978 and the rules and direction issued there-under are duly complied with by the licensee.

By Order,

R.B. MUKHIA,
Secretary,
Local Self Govt. & H. Department.

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GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT AND HOUSING DEPARTMENT

No. 2/LSGHD. Dated Gangtok, the 1st June, 1985.

NOTIFICATION

In exercise of the powers conferred by Sub-Section (1) of Section 9 of the Sikkim Entertainment Tax Act, 1980 (8 of 1980), the State Government hereby makes the following amendments in the notification of the Government of Sikkim in the Local Self Government No. 2/LSGHD dated, 6th June, 1984 namely :-

In the said notification, in third line, after the word “authorizes” and before the words “the Entertainment Tax Inspector” the words “the Sub-Divisional Magistrates within their respective jurisdiction” shall be inserted.

By Order,

R.B. MUKHIA,
Secretary,
Local Self Govt. & H. Department.
OFFICE OF THE SECRETARY TO THE GOVERNOR OF SIKKIM,
RAJ BHAVAN, GANGTOK.

No. SKM/GOV/SEC/151/85
Dated Gangtok the 1st June, 1985.

CIRCULAR

The President of India has appointed Shri Bhishma Narain Singh, Governor of Assam and Meghalaya to also discharge the functions of Governor of Sikkim.

Accordingly, Shri Bhishma Narain Singh has assumed the office of the Governor of Sikkim in the afternoon of 31st May, 1985.

JOHN PHURBA TSHERING,
Secretary to the Governor of Sikkim.
GOVERNMENT OF SIKKIM
DEPARTMENT OF HEALTH & FAMILY WELFARE
GANGTOK


NOTIFICATION
In exercise of the powers conferred by sub-rule (2) of rule 50 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Director of Health Services as the Drugs Controller for the purposes of the said Rules.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 59 of the Drugs and Cosmetics Rules, 1945 the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of part VI of the said rules the whole of Sikkim.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 67-A of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of part VI-A of the said rules for the whole of Sikkim.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 69 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VII of the said rules.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 85-B of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VII-A of the said rules.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 90 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VIII of the said rules.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 138 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part XIV of the said rules.

NOTIFICATION
In exercise of the powers conferred by sub-rule (1) of rule 152 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part XVI of the said rules for the whole of Sikkim.

J. K. THAPA,
Secretary to the Govt. of Sikkim,
Department of Health & Family Welfare.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 51(6)Home/83/1089                                                                   Dated Gangtok, th3 5th June, 1935

NOTIFICATION

In supersession of Home Department Notification No. 16/DI/84-85/830, dated 24th August 1984, the State Government has been pleased to notify the name of following as members of the Sikkim Khadi and Village Industries Board with immediate effect:—

1. Shri Pema Namgyal Kazi, Kartok Block, P.O. Pakyong, East Sikkim.
2. Shri Rup Raj Rai, Namcheypong Block, P.O. — Pakyong, East Sikkim.
3. Shri Sanat Kumar Chhettri, Salang Block, P.O. — Song, East Sikkim.
4. Shri Lila Ram Chhettri, Salangdang Block, P.O. — Sombire, West Sikkim.
5. Shri Dhan Bahadur Limboo, Khani Serveng, P.O. — Arobotay, Via-Chakung, West Sikkim.
6. Shri Tasa Tengey Lepcha, Chungthang Block, P.O. — Dzongu, North Sikkim.
7. Shri Loden Tshering Lepcha, Thangvong Dzongu, P.O. — Dzongu, North Sikkim.
8. Shri Kedar Pradhan, Melli Bazar, P.O. — Melli Bazar, South Sikkim.
9. Shri Hasta Man Rai, Mik-Khola Block, P.O. — Namchi South Sikkim.

K.M.L CHHABRA,
Chief Secretary,
Government of Sikkim

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT

Notification No. 5(675)/L.R.(S)

Dated Gangtok, the 10th June, 1985.

(Declaration under Section 6 of the Land Acquisition Act 1894) (I of 1894).

Whereas the functions of the Central Government under the Land Acquisition Act, 1984 (I of 1894), in relation to the acquisition of land for the purposes of the union have been entrusted to the State Government by notification No. F.12018/12/76-LRD dated 10th January, 1978 issued by the Government of India in the Ministry of Agriculture & Irrigation under clause (1) of Article 258 of the constitution of India.

And whereas the Governor is satisfied that land is needed for a public purpose, being a purpose of the Union, namely for construction of Ranipool Bridge and improvement of its approaches in the block of Samdur (Tadong) and Marchak District, East, Sikkim, Gangtok, it is hereby notified that a piece of land comprising cadastral plots Nos. 405 in the Samdur Block and 562, 563 in the Marchak block (1950-54 settlement operation) and measuring more or less 0.66 acres bounded on:—

Plot No. 405
North: P.F. Norbu Dadul Kazi
South: N.H.W. 31/A
East: P.F. Norbu Dadul Kazi
West: Ranikhola

Plot Nos. 562 and 563
North: Sarkar (Khas Land)
South: N.H.W. 31/A
East: -do-
West: P.F. of P.T. Yapshi Pheunkhang & Shri Sonam Tshering Lepcha.

is needed for the aforesaid public purpose at the public expense within the aforesaid block of Samdur and Marchak.

This declaration is made under the provision of section 6 of the Land Acquisition Act, 1894 (I of 1894) read with the said notification to all whom it may concern.

A plan of the land may be inspected in the office of the Collector-cum-Sp. L.A.O., Land Revenue Department, Sikkim, Gangtok.

JIGME DORJEE,
Secretary,
Land Revenue Department,
Government of Sikkim.

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GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

No. 35(26)83-84/PAN/83-48/19/RDD. Dated Gangtok, the 5th June, 1985.

In exercise of powers conferred by sub-section (1) of section 19 of Sikkim Panchayat Act 1982, Act No. 3 of 1982, the resignation tendered by Shri Sailesh Chandra Pradhan, Sabhapati of 26 Sumbuk-Kartikey Gram Panchayat, South Sikkim, from the Sabhapati as well as from Sadasya of above said Gram Panchayat is hereby accepted w.e.f. 23.3.1985.

P.K. PRADHAN, L.A.S.
Director, Panchayat Election,
Secretary,
Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
MINISTRY OF HOME AFFAIRS

New Delhi, the 24th May, 1985

NOTIFICATION

S.O. 412(E):—In exercise of the powers conferred by sub-section (3) of section 1 of the Terrorist and Disruptive Activities (Prevention) Act, 1985 (31 of 1935), the Central Government hereby appoints the 24th day of May 1935 as the date on which the said Act shall come into force.

[No. 5/12/85-Legal Cell]
N. P. Nawani, Jt. Secy.
OFFICE OF THE CONTROLLER
WEIGHTS AND MEASURES
(DEPARTMENT OF FOOD AND CIVIL SUPPLIES)

Notification No. 1(16)77-78/WM/FCS.                                      Dated Gangtok, the 30th April, 1985.

In exercise of the powers conferred by sub-section (1) of section 69 of the Sikkim Weights and Measures Act, 1980 (No. 4 of 1980) the State Government hereby makes the following rules further to amend the Sikkim Weights and Measures Rules, 1984, namely:

(1) These Rules may be called the Sikkim Weights and Measures (Amendment) Rules, 1985.

(2) They shall come into force on the date of their publication in the official Gazette.

(3) In the Sikkim Weights and Measures Rules, 1984,

(a) for Schedule XII, the following schedule shall be substituted, namely.
SCHEDULE XII
FEES PAYABLE FOR VERIFICATION AND STAMPING WEIGHTS MEASURES AND
WEIGHING AND MEASURING INSTRUMENTS.

1. WEIGHTS

(a) Bullion Weights

<table>
<thead>
<tr>
<th>Denomination</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>20 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>10 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>5 kg</td>
<td>4.00</td>
</tr>
<tr>
<td>2 kg</td>
<td>4.00</td>
</tr>
<tr>
<td>1 kg</td>
<td>4.00</td>
</tr>
<tr>
<td>500 g</td>
<td>1.50</td>
</tr>
<tr>
<td>200 g</td>
<td>1.50</td>
</tr>
<tr>
<td>100 g</td>
<td>1.50</td>
</tr>
<tr>
<td>50 g</td>
<td>1.50</td>
</tr>
<tr>
<td>20 g</td>
<td>1.50</td>
</tr>
<tr>
<td>10 g</td>
<td>1.50</td>
</tr>
<tr>
<td>5 g</td>
<td>1.50</td>
</tr>
<tr>
<td>2 g</td>
<td>1.50</td>
</tr>
<tr>
<td>1 g</td>
<td>1.50</td>
</tr>
<tr>
<td>500 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>200 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>100 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>50 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>20 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>10 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>5 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>2 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>1 mg</td>
<td>1.00</td>
</tr>
</tbody>
</table>

(b) Brass Weights (Other than Bullion)

<table>
<thead>
<tr>
<th>Denomination</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>500 g</td>
<td>1.00</td>
</tr>
<tr>
<td>200 g</td>
<td>1.00</td>
</tr>
<tr>
<td>100 g</td>
<td>1.00</td>
</tr>
<tr>
<td>50 g</td>
<td>1.00</td>
</tr>
<tr>
<td>20 g</td>
<td>1.00</td>
</tr>
<tr>
<td>10 g</td>
<td>1.00</td>
</tr>
<tr>
<td>5 g</td>
<td>1.00</td>
</tr>
<tr>
<td>2 g</td>
<td>1.00</td>
</tr>
<tr>
<td>1 g</td>
<td>1.00</td>
</tr>
</tbody>
</table>

(c) Sheet Metal Weights (Other than Bullion)

<table>
<thead>
<tr>
<th>Denomination</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>500 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>200 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>100 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>50 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>20 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>10 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>5 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>2 mg</td>
<td>1.00</td>
</tr>
<tr>
<td>1 mg</td>
<td>1.00</td>
</tr>
</tbody>
</table>

(d) Iron and Steel Weights

<table>
<thead>
<tr>
<th>Denomination</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>50 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>20 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>10 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>5 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>2 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>1 kg</td>
<td>2.00</td>
</tr>
<tr>
<td>500 g</td>
<td>1.00</td>
</tr>
<tr>
<td>200 g</td>
<td>1.00</td>
</tr>
<tr>
<td>100 g</td>
<td>1.00</td>
</tr>
<tr>
<td>50 g</td>
<td>1.00</td>
</tr>
<tr>
<td>Denomination</td>
<td>Fee per instruments</td>
</tr>
<tr>
<td>--------------</td>
<td>---------------------</td>
</tr>
<tr>
<td>Carat weights</td>
<td>Rs. P.</td>
</tr>
<tr>
<td>500 c</td>
<td>2.00</td>
</tr>
<tr>
<td>200 c</td>
<td>2.00</td>
</tr>
<tr>
<td>100 c</td>
<td>2.00</td>
</tr>
<tr>
<td>50 c</td>
<td>2.00</td>
</tr>
<tr>
<td>20 c</td>
<td>2.00</td>
</tr>
<tr>
<td>10 c</td>
<td>2.00</td>
</tr>
<tr>
<td>5 c</td>
<td>2.00</td>
</tr>
<tr>
<td>2 c</td>
<td>1.00</td>
</tr>
<tr>
<td>1 c</td>
<td>1.00</td>
</tr>
<tr>
<td>50/100 c</td>
<td>1.00</td>
</tr>
<tr>
<td>20/100 c</td>
<td>1.00</td>
</tr>
<tr>
<td>10/100 c</td>
<td>1.00</td>
</tr>
<tr>
<td>5/100 c</td>
<td>1.00</td>
</tr>
<tr>
<td>2/100 c</td>
<td>1.00</td>
</tr>
<tr>
<td>1/100 c</td>
<td>1.00</td>
</tr>
<tr>
<td>5/100 c</td>
<td>1.00</td>
</tr>
</tbody>
</table>

2. Capacity Measures (including storage tank, Vehicle Tanks, Dispensing Measures and peg Measures).

<table>
<thead>
<tr>
<th>Capacity</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>50 litres and above</td>
<td>Rs. 10.00 for the first 100 litres or part thereof plus Rs. 3.00 for every additional 100 litres or part thereof subject to a maximum of Rs. 1,000/-</td>
</tr>
<tr>
<td>20 l</td>
<td>4.00</td>
</tr>
<tr>
<td>10 l</td>
<td>4.00</td>
</tr>
<tr>
<td>5 l</td>
<td>2.00</td>
</tr>
<tr>
<td>2 l</td>
<td>2.00</td>
</tr>
<tr>
<td>1 l</td>
<td>2.00</td>
</tr>
<tr>
<td>500 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>200 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>100 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>50 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>20 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>10 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>5 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>2 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>1 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>185 ml</td>
<td>4.00</td>
</tr>
<tr>
<td>60 ml</td>
<td>1.00</td>
</tr>
<tr>
<td>30 ml</td>
<td>1.00</td>
</tr>
</tbody>
</table>

3. LENGTH MEASURES

(a) Non-Flexible

<table>
<thead>
<tr>
<th>Length</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.00 m</td>
<td>2.00</td>
</tr>
<tr>
<td>100 m (ordinary)</td>
<td>2.00</td>
</tr>
<tr>
<td>0.50 m (ordinary)</td>
<td>2.00</td>
</tr>
<tr>
<td>1.00 m (graduated at every cm)</td>
<td>4.00</td>
</tr>
<tr>
<td>0.50 m (graduated at every cm)</td>
<td>4.00</td>
</tr>
</tbody>
</table>

(b) Woven Metallic Tapes

<table>
<thead>
<tr>
<th>Length</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>50 m</td>
<td>6.00</td>
</tr>
<tr>
<td>30 m</td>
<td>6.00</td>
</tr>
<tr>
<td>20 m</td>
<td>4.00</td>
</tr>
<tr>
<td>15 m</td>
<td>4.00</td>
</tr>
<tr>
<td>10 m</td>
<td>4.00</td>
</tr>
<tr>
<td>5 m</td>
<td>2.00</td>
</tr>
<tr>
<td>2 m</td>
<td>2.00</td>
</tr>
<tr>
<td>Denomination</td>
<td>Fee per piece</td>
</tr>
<tr>
<td>----------------------------</td>
<td>---------------</td>
</tr>
<tr>
<td><strong>(c) Steel Tapes</strong></td>
<td></td>
</tr>
<tr>
<td>50 m</td>
<td>10.00</td>
</tr>
<tr>
<td>30 m</td>
<td>10.00</td>
</tr>
<tr>
<td>20 m</td>
<td>6.00</td>
</tr>
<tr>
<td>15 m</td>
<td>6.00</td>
</tr>
<tr>
<td>10 m</td>
<td>4.00</td>
</tr>
<tr>
<td>5 m</td>
<td>2.00</td>
</tr>
<tr>
<td>4 m</td>
<td>2.00</td>
</tr>
<tr>
<td>3 m</td>
<td>2.00</td>
</tr>
<tr>
<td>2 m</td>
<td>2.00</td>
</tr>
<tr>
<td>1.5 m</td>
<td>2.00</td>
</tr>
<tr>
<td>1 m</td>
<td>2.00</td>
</tr>
<tr>
<td>0.5 m</td>
<td>2.00</td>
</tr>
<tr>
<td><strong>(d) Folding Scales</strong></td>
<td></td>
</tr>
<tr>
<td>1 m</td>
<td>2.00</td>
</tr>
<tr>
<td>0.5 m</td>
<td>1.00</td>
</tr>
<tr>
<td><strong>(e) Surveying Chairs</strong></td>
<td></td>
</tr>
<tr>
<td>30 m</td>
<td>6.00</td>
</tr>
<tr>
<td>20 m</td>
<td>4.00</td>
</tr>
</tbody>
</table>

4. Weighing Instruments (Other than Beam Scale of Classes C & D, Automatic Weighing Machines and Totlising Machines).

<table>
<thead>
<tr>
<th>Denomination</th>
<th>Fee per piece</th>
</tr>
</thead>
<tbody>
<tr>
<td>400 t</td>
<td>500.00</td>
</tr>
<tr>
<td>300 t</td>
<td>400.00</td>
</tr>
<tr>
<td>200 t</td>
<td>250.00</td>
</tr>
<tr>
<td>150 t</td>
<td>200.00</td>
</tr>
<tr>
<td>100 t</td>
<td>180.00</td>
</tr>
<tr>
<td>80 t</td>
<td>150.00</td>
</tr>
<tr>
<td>60 t</td>
<td>150.00</td>
</tr>
<tr>
<td>50 t</td>
<td>150.00</td>
</tr>
<tr>
<td>40 t</td>
<td>150.00</td>
</tr>
<tr>
<td>30 t</td>
<td>150.00</td>
</tr>
<tr>
<td>25 t</td>
<td>150.00</td>
</tr>
<tr>
<td>20 t</td>
<td>150.00</td>
</tr>
<tr>
<td>15 t</td>
<td>100.00</td>
</tr>
<tr>
<td>10 t</td>
<td>100.00</td>
</tr>
<tr>
<td>5 t</td>
<td>50.00</td>
</tr>
<tr>
<td>3 t</td>
<td>50.00</td>
</tr>
<tr>
<td>2 t</td>
<td>30.00</td>
</tr>
<tr>
<td>1500 Kg</td>
<td>30.00</td>
</tr>
<tr>
<td>1000 Kg</td>
<td>30.00</td>
</tr>
<tr>
<td>500 Kg</td>
<td>30.00</td>
</tr>
<tr>
<td>300 Kg</td>
<td>30.00</td>
</tr>
<tr>
<td>250 Kg</td>
<td>20.00</td>
</tr>
<tr>
<td>150 Kg</td>
<td>20.00</td>
</tr>
<tr>
<td>100 Kg</td>
<td>20.00</td>
</tr>
<tr>
<td>50 kg</td>
<td>20.00</td>
</tr>
<tr>
<td>30 kg</td>
<td>15.00</td>
</tr>
<tr>
<td>20 kg</td>
<td>15.00</td>
</tr>
<tr>
<td>15 kg</td>
<td>10.00</td>
</tr>
<tr>
<td>10 kg</td>
<td>10.00</td>
</tr>
<tr>
<td>5 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>3 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>2 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>1 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>500 g and below</td>
<td>4.00</td>
</tr>
</tbody>
</table>

(Person weighing machines excluding bathroom scales) 20.00
<table>
<thead>
<tr>
<th>Denomination</th>
<th>Fee per Instruments.</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Rs. P.</td>
</tr>
</tbody>
</table>

5. **Beam Scales (Classes C & D)**

<table>
<thead>
<tr>
<th>Instruments</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>1000 kg</td>
<td>30.00</td>
</tr>
<tr>
<td>500 kg</td>
<td>20.00</td>
</tr>
<tr>
<td>300 kg</td>
<td>20.00</td>
</tr>
<tr>
<td>200 kg</td>
<td>10.00</td>
</tr>
<tr>
<td>100 kg</td>
<td>10.00</td>
</tr>
<tr>
<td>50 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>20 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>10 kg</td>
<td>6.00</td>
</tr>
<tr>
<td>5 kg</td>
<td>4.00</td>
</tr>
<tr>
<td>2 kg</td>
<td>4.00</td>
</tr>
<tr>
<td>1 kg</td>
<td>4.00</td>
</tr>
<tr>
<td>500g and below</td>
<td>2.00</td>
</tr>
</tbody>
</table>

6. **Automatic Weighing Machine**

<table>
<thead>
<tr>
<th>Above</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>10 t</td>
<td>200.00</td>
</tr>
<tr>
<td>1 t but exceeding 50 kg</td>
<td>150.00</td>
</tr>
<tr>
<td>1 t but exceeding 10 kg</td>
<td>100.00</td>
</tr>
</tbody>
</table>

7. **Totalising Machine Each Machine**

<table>
<thead>
<tr>
<th>Totalising Machine</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Each Machine</td>
<td>300.00</td>
</tr>
</tbody>
</table>

8. **Volume Measuring Instruments**

<table>
<thead>
<tr>
<th>Volume Measuring Instruments</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) Dispensing pumps Each pump</td>
<td>100.00</td>
</tr>
<tr>
<td>(b) Other Instruments</td>
<td></td>
</tr>
<tr>
<td>Exceeding 100 litres</td>
<td></td>
</tr>
<tr>
<td>(Rs. 80.00 for the first 100 litres plus Rs. 75 for each additional 100 litres or part thereof subject to maximum of Rs. 1,500)</td>
<td></td>
</tr>
<tr>
<td>Not exceeding 100 l</td>
<td>100.00</td>
</tr>
<tr>
<td>but exceeding 50 l</td>
<td>75.00</td>
</tr>
<tr>
<td>Not exceeding 50 l</td>
<td>50.00</td>
</tr>
<tr>
<td>but exceeding 20 l</td>
<td>50.00</td>
</tr>
<tr>
<td>Not exceeding 20 l</td>
<td>50.00</td>
</tr>
</tbody>
</table>

9. **(a) Taximeters and Autorickshawmeters**

<table>
<thead>
<tr>
<th>Taximeters and Autorickshawmeters</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>Each taximeter or Autorickshawmeter</td>
<td>10.00</td>
</tr>
<tr>
<td>Rs. 15.00 for the first 1,000 m plus Rs. 3.00 for every additional 100 meters or part thereof subject to maximum of Rs. 75.00.</td>
<td></td>
</tr>
<tr>
<td>Not exceeding 1000 m</td>
<td>20.00</td>
</tr>
<tr>
<td>but exceeding 500 m</td>
<td>10.00</td>
</tr>
<tr>
<td>Not exceeding 500 m</td>
<td>6.00</td>
</tr>
<tr>
<td>but exceeding 100 m</td>
<td></td>
</tr>
<tr>
<td>Not exceeding 100 m</td>
<td></td>
</tr>
</tbody>
</table>

10. **Clinical Thermometer**

<table>
<thead>
<tr>
<th>Clinical Thermometer</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>0.50</td>
</tr>
</tbody>
</table>

11. **Water meter (domestic type)**

<table>
<thead>
<tr>
<th>Water meter (domestic type)</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>10.00</td>
</tr>
</tbody>
</table>

12. **Electricity meter**

<table>
<thead>
<tr>
<th>Electricity meter</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>10.00</td>
</tr>
</tbody>
</table>

(b) for Schedule XIV the following Schedule shall be substituted namely :-
6.

SCHEDULE XIV
(See Rule 17)

Licensing and renewal fee for manufactures, dealers and repairers of weights and measures

<table>
<thead>
<tr>
<th>Category</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>a) Manufacturer</td>
<td>150.00</td>
</tr>
<tr>
<td>b) Dealer</td>
<td>100.00</td>
</tr>
<tr>
<td>c) Repairer</td>
<td>100.00</td>
</tr>
</tbody>
</table>

G.P. PRADHAN,
Controller of Weights and Measures
Department of Food and Civil Supplies
Government of Sikkim.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

Notification No. 22/RDD. Dated Gangtok, the 10th June, 1985.

In exercise of the powers conferred by sub-section (1) of section 25 of Sikkim Pan-
Chayat Act 1982, the resignation tendered by Shri Bhuwan Prasad Pandey, Sachiva of 27, Luing
Perbing, Gram Panchayat, East District from the membership of above said Gram Panchayat is hereby accepted w.e.f. 14.5-85.

P.K. PRADHAN, I.A.S.
Director Sikkim Panchayat Election &
Secretary Rural Development Department.
Sikkim Legislative Assembly Secretariat

Gangtok

Notification

SLAS/85-86/294/1786.
Dated Gangtok, the 22nd June, 1985.

In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the following Bill:

BILL NO. 4 OF 1985
A BILL

To provide, in the interests of the general public, for entry of healthy livestock into the State of Sikkim for slaughtering and consumption by the general public, for maintaining hygiene condition in places where livestock are slaughtered, to maintain regular supply at reasonable prices of meat to the general public to maintain regular and continuous supply of hides and skins for the development of leather and allied industries in the State of Sikkim and for matters connected therewith or incidental thereto.

WHEREAS many places in Sikkim being located on high altitudes have cold climate where meat is consumed in large quantities;

AND WHEREAS, in the interests of the general public it is necessary to ensure regular supply of healthy livestock for human consumption and also to ensure the hygiene conditions in places where livestock slaughtered as also to maintain regular supply of meat at reasonable prices to the general public.

AND WHEREAS, there is large potential for developing leather and allied industries in the State of Sikkim for which regular and continuous supply of good hides and skins and other livestock is necessary at reasonable prices.

Be it enacted by the Legislative Assembly of Sikkim in the thirty-sixth Year of the Republic of India as follows, namely:-

1. (1) This Act may be called the Sikkim (Livestock and Livestock Products Control) Act, 1985.  
   (2) It extends to the whole of Sikkim.  
   (3) It shall come into force at once.  

2. In this Act, unless the context otherwise requires,-
   (i) Short title  
   (ii) Extent and  
   (iii) Commencement.  
   (iv) Definitions.
(i) “appointed day” means the date of commencement of the Act;

(ii) “Government” means the Government of Sikkim;

(iii) “livestock” includes buffalo, sheep, lamb, pig, boar, sow, goat, kid, bullock, calf, ox, yak, jho, or mithun and such other animals as may be notified by the Government by notification;

(iv) “Livestock Products” includes meat, hides, skins, bones, hooves, horns, blood and other inedible parts of slaughtered livestock, and such other products as may be notified by the Government by notification;

(v) “meat” means flesh or other edible parts of livestock which is sold or intended “for sale or human consumption and includes the edible part of the muscle of cattle, sheep, swines or goats which is selected or which is found in the tongue; in the diaphragm; the heart or in the esophagus, with or with the accompanying and over-lying fat and the portions of the bones, skin, nerve and blood vessels which normally accompany the muscle tissue and which are not separated from it in the processing of dressing, but does not include muscle found in the lips, snout or ears;

(vi) “notification” means a notification published in the Official Gazette

(vii) “State” means the State of Sikkim;

(viii) “rules” means rules made under this Act.

3. The Government, so far as it appears to be necessary or expedient for maintaining or securing supplies of livestock or livestock products, or for arranging for equitable distribution of livestock products and availability thereof at fair prices, may, from time to time, by notification, provide for regulating or prohibiting the supply, distribution and bring livestock into the State and trade and commerce in livestock and livestock products.

2. A notification made under sub-section (i) may provide -

(a) for regulation by licences, permits or otherwise bringing livestock and the State and slaughter thereof;

(b) for regulating the prices at which any of the livestock product may be sold;

(c) for prohibiting the withholding from sale of any livestock product ordinarily intended for sale;

(d) For requiring any person holding in stock any livestock product, whether processed or not, to sell the whole or specified part of such stock at such price to the Government or to an officer or authorised agent of the Government;

(e) for collecting any information with a view to regulating or prohibiting any livestock or sales of livestock products,

(f) for requiring any person engaged in the supply or distribution of, or trade or commencing, any livestock product to declare their stocks of such products and allow inspection of, or produce for inspection, any books, accounts and records relating to trade and commerce;

(g) for regulating the processing of any livestock product;

(h) for any incidental and supplementary matters, including in particular the entering and search of premises, vehicles, the seizure by a person authorized to make such search in respect of livestock or livestock products where such person have reason to believe that a contravention of notification has been, is being or is about to be committed;

(i) for the grant of issue of licences, permits or other document and the charging of fees there for;

4. (1) On and from the appointed day, no livestock or livestock product shall be allowed to be entered in the State without veterinary check up at such check posts as may be set up for the purpose by the Government by notification.

(2) No livestock or livestock product shall be allowed to be brought into the State, unless a tax e, unless a tax as may be notified by the Government is paid in such manner as may be specified in the said notification.

5. The Government may, by notification, fix fees for rendering such services as may be specified in the said notification and different rates may be specified for different categories of livestock, livestock products and services rendered at Check Post.
6. The Government may, by notification, collect slaughter house fees as may be notified by the Government from time to time per head of livestock, specified in the schedule to this act whose meat is fit for human consumption and the Government may by notification, from time to time, specify different rates for different categories of livestock.

7. (1) On and from the appointed day, no person other than the Government or its authorized agent, shall deal in the trade and commerce of hides and skins of such categories of livestock as the Government may, by notification, specify.

(2) The Government may, by notification, appoint any-
(a) corporation owned or controlled by the Government; or
(b) Co-operative society registered or deemed to have been registered under the Sikkim Co-operative Societies Act, 1978 (12 of 1978) as its agent to deal in trade and commerce of hides and skins and other livestock products.

(3) The agent authorised or appointed under sub-section (2) shall act under the direction, control and supervision of the Government. Every direction or order issued by the Government shall be binding on the agent so authorised of appointed.

8. On and from the appointed day no person shall remove any hides and skins of livestock out of the limits of State of Sikkim without obtaining a permission in writing from the Government or an officer authorised by the Government to be obtained by payment of fees specified in this behalf by notification.

9. On and from the appointed day, no owner of hides and skins shall sell to any person other than the Government or its authorised agent at such prices as the Government may, by notification, specify.

10. The Government may, from time to time, by notification, fix the maximum retail prices for sale of various types and classes of meat.

11. As soon as may be after the appointed day the Government shall establish slaughter houses in the State at such places as the Government may, by notification, specify. Government to regulate slaughter houses.

12. (1) On and from the establishment of Government slaughter houses, no livestock shall be slaughtered at a place other than the Government slaughter houses. No livestock to be slaughtered except at the Government slaughter house.

(2) The provision of sub-section (1) shall not apply to slaughter of livestock for person and family purposes.


(2) Such rules may provide for all or any of the following matters, namely:-
(a) the manner in which livestock of different categories is to be slaughtered;
(b) placing of identification marks on the slaughter livestock;
(c) disposal of the slaughtered livestock which is unfit for human consumption;
(d) disposal of the portion or portions of the slaughtered livestock which are ordinarily not fit for human consumption;
(e) disposal of waste materials of the slaughtered livestock;
(f) grant, renewal, revocation and suspension of licences of butchers and their qualifications;
(g) fixation of age of different categories of livestock for slaughter;
(h) sanitary conditions and other facilities to be provided at the slaughter house;
(i) the person who may be allowed to enter the slaughter house;
(j) separation of livestock for slaughter;
(k) closure of slaughter house;
(1) any other matter on which it is necessary to make rules.

Ordinary evocation 14. The Government or its authorised agent acting in pursuance of this Act shall interfere with the ordinary evocations of life and the enjoyment of property as little as may be consonant with the general interests of the public.

Abetments. 15. Any person who attempts to contravene, or abets the contravention of, any provision of this Act, rule or notification made this Act shall be deemed to have contravened such provision of the Act, rule or notification, as the case may be.

Offences by Companies. 16. (1) When an offence under this Act has been committed by a company, every person who, at the time the offence was committed, was directly in-charge of an was responsible to, the company for the conduct of the Business of the company as well as the company, shall be deemed to be Quilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render Any such person liable to any punishment, if he proves that the offence Was committed without his knowledge or that he had exercised all due Diligence to prevent commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where any offence Under this Act has been committed by a company and it is proved that The offence has been committed with the consent or connivance of, or is Attributable to any neglect on the part of, any director, manager, Secretary or other officer of the company, such director, manager, secre-

Tary or other officers shall also be deemed to be guilty of that offence and Shall be liable to be proceeded against and punished accordingly.

Explanation.- For the proposes of this section:-
(a) “company” means any body corporate and include a firm or Other association of individuals;
(b) “director” in relation to a firm, means a partner in the firm.

Penalties. 17. Any person who contravences the provisions of this Act, any rule made or noti-

Fication issued under this Act shall, on convictions, be punishable with imprisonment of Either description for a term which may extend to one year or with fine which may ex-
Tend to five thousand rupees of with both.

Special provision Regarding fine. 18. Notwithstanding anything contained in the law relating to Criminal Procedure For the time being in force in the State, it shall be lawful for a Judicial Magistrate of the First Class to pass a sentence or fine exceeding the pecuniary limits specified in such Law on any person convicted of contravening any provision of this Act or any rule Made or notification issued thereunder.

Offences to be Cognizable and Bailble. 19. Notwithstanding anything contained in the law relating to Criminal Procedure for the time being in force in the State all offences under this Act shall be cognizable And bailble.

Protection of Action taken in Bailable 20. (1) No suit, prosecution or other legal proceedings shall lie against any person For anything which is in good faith done or intended to be done in pur-

Suance of this Act.
(2) No suit or other legal proceeding shall lie against the Government, its Officer or its authorized agent for any damage caused or likely to be cau-
Sed by anything which is in good faith done or intended to be done in Pursuance of any provision of this Act, or rule made or notification issued Thereunder.

Power to remote Years from the appointed day.

Power to make Purposes of this Act. 22. (1) The Government may, by notifications, make rules for carrying out the Rules. 23. All proclamations, orders, rules, regulations, notifications and bye-laws in force On the appointed day relating to the matters covered by this Act shall stand repealed.

(2) Such repeal shall not affect any investigation, legal proceeding or remedy In respect of any right, privilege, obligation, penalty, liability, forfeiture or punishment and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if this Act had not been repealed.
STATEMENT OF OBJECTS AND REASONS

In Sikkim meat is consumed in large extent by the general public and also by the Armed Forces. The cattle are not slaughtered in hygienic places. The hides and skins of the cattle are not always available for leather and allied industries. The existing Sikkim laws are made inadequate to achieve the objects of fair and healthy distribution of meat and other livestock products.

Government of Sikkim has now felt the necessity of having a comprehensive legislation providing for entry of healthy livestock in the State, maintenance of Government slaughter houses, availability of meat at reasonable prices, availability of hides and skins for the leather industries and regulation of movement of hides and skins, etc.

With this above object in view the Bill has been framed.

S.D. Lepcha
MINISTER-IN-CHARGE.

FINANCIAL MEMORANDUM

Clause 4 of the Bill provides for establishment of check post for the proper checking of livestocks brought into the State. The Bill also provides for checking of livestocks and livestock products by Veterinary staff of the Government. This will require providing for necessary equipments, medicines/vaccines and chemicals and appointment of certain additional staff.

The recurring expenditure for the scheme may be to the tune of Rs. 5.00 lakhs from the department budget.

Further, the scheme is also likely to involve a non-recurring expenditure of Rs. 1.50 lakhs per annum. The Government is likely to yield revenue receipts of Rs. 10.00 lakhs approximately by way of taxation per annum.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 13 of the Bill empowers the State Government to make rules for carrying out the purpose of the Act. These rules will relate to matters of detail or procedure only. As such, the delegation of legislative power is of a normal character.
SCHEDULE

List of Livestock intended for slaughter

Bullock, Buffalo, Sheep, Lamb, Pig, Ox, Yak, Goat.

By Order,

T.P. SHARMA
Secretary.
No. SLAS/85-86/204/1787
Dated Gangtok, the 22nd June, 1985

In pursuance of Rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the following Bill:

THE SIKKIM CULTIVATORS; PROTECTION BILL 1985
(Bill No 5 of 1985)

A BILL

To make provisions for protection of cultivators against termination of cultivation of lands cultivated by them, for restoration of such lands in case of illegal termination, for limiting the liability of the cultivators for termination of cultivation by owner in certain circumstances and for other matters connected therewith.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty Sixth Year of the Republic of India as follows namely;

1. (1) This Act may be the Sikkim Cultivator’s protection Act, 1985. Short title, extent, commencement and duration.
   (2) It extends to the whole of Sikkim.
   (3) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context; Definitions
   (a) “agricultural year” means the year commencing from the first day of February;
   (b) “Civil Court” does not include the High Court or the Supreme Court;
   (c) “Cultivator” means a person who cultivates the land of another person on condition of payment of rent, in cash or in kind, or on condition of delivering or receiving share of any fixed quantity of the produce and includes a person who cultivates the land of another person on any terms and conditions except as a paid servant or hired labourer but does not include person who are cultivating under work permits granted under laws in force at present in the State of Sikkim with addresses outside the country.
(d) "Owner'' means a person whose land is cultivated by a cultivator;
(e) "personal cultivation'' means cultivation of the land by the owner him
self or through members of his family or his heirs and dependents or
through paid servants or hired labourer;
(f) "Prescribed'' means prescribed by in rules made under this Act;
(g) "Prescribed authority'' means the District Collector within whose juris-
disction the land is situated and shall also include any other officer specially
empowered by the State Government in this behalf.

Act to prevail over 3. other laws customs. etc.
(1) The provisions of this Act and of any rules made thereunder shall have
effect notwithstanding anything to the contrary contained in any other
law or in any custom, usage, contract or instrument.
(2) Any law or custom or usage having the force of law immediately before
the commencement of this Act shall cease to have effect with respect
to any matter for which provision is made in this Act.
(3) Any other law in force immediately before the commencement of this
Act shall cease to have effect in so far it is inconsistent with any of
the provisions of this Act.

Protection against ter- 4.mination of cultivation.
(1) No owner shall have the right to terminate the cultivation of his land by
a cultivator except in execution of an order made by the prescribed au-
thority.
(2) The Prescribed authority shall not make an order for termination of the
a cultivation by a cultivator except on one or more of the following ground
and on no other ground, namely:—
(a) the cultivator has, without any reasonable cause, failed to cultivate
the land or a part of the land exceeding one fourth of the total
area of the land in any agricultural year;
(b) the cultivator has failed to pay the rent in cash or in kind or a share
or fixed quantity of the produce from the land within the period
as stipulated in any contract or in the absence of any contract within
a period of two months from the date of harvest of any particular
crop;
(c) the cultivator has sublet the land to another person for cultivation.
(d) the owner having no land other than the land which is being culti-
vation by the cultivator desires to cultivate the land personally;
Provided that the owner shall have no right to terminate the cultivation
of the land on this ground unless he has given notice of not the than
six months of his intention to resume personal cultivation and which
notice expires with the beginning of the agricultural year next following.
(e) the cultivator has erected or caused to be erected a residential
house or any other permanent structure on the land without
the written permission of the owner.
(3) The prescribed authority while making an order under sub-section (2)
shall also determine the amount which is to be paid by the owner to
the cultivator or by the cultivator to the owner as the case may be;
Provided that no order under sub-section (2) shall be made except
after giving the owner and the cultivator an opportunity of being
heard.

Restoration of posse-
5. sion to cultivator in

If any owner terminates or, causes to be terminated the cultivation of any
land by a cultivator in contravention of the provisions of this Act, the prescribed
authority, shall, on receipt of any application made by or on behalf of the cultivator
and after giving the cultivator and the owner an opportunity of being heard and after
making such inquiries as such authority may deem necessary, by order direct-
(a) in case where such land has not been cultivated or has been cultivated
the owner or by any person on his behalf other than the cultivator, that
the land be immediately restored to the cultivator and further that forty
percent of any produce of the land shall be forfeited to the State Govern-
ment and the remaining sixty percent of such produce shall be retained by
the cultivator;
(b) in case where such land has been cultivated by a new cultivator engaged by the owner, that the land be restored at the end of the cultivation season to the applicant cultivator and further that the new cultivator shall retain fifty percent of the produce harvested before restoration and make over the remaining fifty percent of such produce to the applicant cultivator.

6. For the cultivation of any land, no cultivator shall be required to pay or deliver to the owner and no owner shall be entitled to receive from the cultivator, more than half of the principal produce of the land or the price thereof, as the case may be as rent or share or on any other account.

7. (i) If a cultivator -
   (a) surrenders his right to cultivate in respect of the land cultivated by him as a cultivator, or
   (b) abandons cultivation of such land, the owner of the land shall give information in writing of such surrender or abandonment to the prescribed authority within three months from the date of surrender or abandonment.

   (2) on receipt of such information the prescribed authority shall, after giving the cultivator and the owner an opportunity of being heard and making such inquiries as he may deem necessary, by order determine whether the cultivator voluntarily surrendered or abandoned his right of cultivation in relation to such land.

   (3) If the prescribed authority determines that the cultivator had not voluntarily surrendered or abandoned the cultivation of the land which was being cultivated by him as such and that he had been compelled by force or otherwise to surrender or abandon the cultivation of such land, the prescribed authority shall restore to the cultivator the cultivation of the land.

   (3) If the cultivator or his heirs are not available or is not willing to be restored to the cultivator of such land, or if the prescribed authority determines that the cultivator had voluntarily surrendered or abandoned such land, the owner may, with the permission of the prescribed authority -
   (a) resume personal cultivation of such land, or
   (b) have such land cultivated by another cultivator of the locality who is willing to cultivate the land as cultivator.

8. Where cultivator cultivating any land dies, the cultivation of such land may be continued the remaining period of that agricultural year by the lawful heirs of the cultivator and if such lawful heir continues the cultivation, he shall have all the rights and be subject to all the liabilities of a cultivator under this Act in respect of such land.

9. (i) If the cultivator fails or omits or neglects to pay the rent in cash or in kind or a share or fixed quantity of the produce payable to the owner, the owner shall be entitled to recover such rent or produce due to him or its value in cash.

   (2) If the produce of any land cultivated by cultivator whether before or after it is harvested is taken away by owner forcibly or otherwise, the cultivator shall be entitled to recover from such owner the share or quantity of the produce due to him or its value in cash.

10. Every dispute between a cultivator and the owner in respect of the following matters, namely:—
    (a) division or delivery of the produce or payment of rent;
    (b) recovery of rent, share or fixed quantity of the produce under the provisions of sub-section (i) or sub-section (2) of section 9.
    (c) termination of cultivation by the cultivator or the owner,
    (d) the type of the house or other "structure erected on the land, shall be decided by the prescribed authority.

11. Any person aggrieved by an order of the prescribed authority may, within thirty days from the date of receipt of such order, prefer an appeal to such officer or authority, as the State Government may, by notification in the official Gazette, appoint: Provided that such officer or authority may, if the appellant was prevented by sufficient cause from preferring the appeal, entertain the appeal preferred beyond the said period of thirty days.
<table>
<thead>
<tr>
<th><strong>Procedure and execution</strong></th>
<th>12.</th>
<th>The procedure to be followed by the prescribed authority or by the office or authority referred to in section 11 shall be such as may be prescribed.</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>(2)</strong></td>
<td>An order made by the prescribed authority or the officer or authority referred to in section 11 shall be executed by the prescribed authority in such manner as may be prescribed.</td>
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<td><strong>Protection of action taken in good faith.</strong></td>
<td>13.</td>
<td>No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done under or in pursuance of the provisions of this Act or rules made thereunder.</td>
</tr>
<tr>
<td><strong>Bar of Jurisdiction.</strong></td>
<td>14.</td>
<td>No order or other proceedings whatsoever under this Act, shall be questioned in any civil court and no civil court shall entertain any suit or proceedings in respect of any matter for which provisions is made in this Act.</td>
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<tr>
<td><strong>Pending proceedings abate and not to be maintainable.</strong></td>
<td>15.</td>
<td>Notwithstanding anything contained in any other law for the time being in force to all suits and other proceedings including appeals instituted and pending in any court, tribunal or other officers authority for eviction of any cultivator, after the expiration of the Sikkim Cultivators Protection (Temporary Provisions) Act, 1975 and before, the commencement of this Act, shall abate and shall not be maintainable.</td>
</tr>
<tr>
<td><strong>Restoration of possession to cultivators evicted on or after expiration of Act 1 of 1975.</strong></td>
<td>16.</td>
<td>Notwithstanding anything contained in any judgement, decree or order of any court, tribunal or other officers or authority and subject to the provisions of this Act every cultivator who had been evicted from any land on or after the expiration of the Sikkim Cultivators Protection (Temporary Provisions) Act, 1975 but before the commencement of this Act on any ground shall, on an application to the prescribed authority, be entitled to be restored to the possession of such land and to hold it with all the rights and subject to all the liabilities of a cultivator under the provisions of this Act; Provided that any application received after the period of three months aforesaid, but before the expiry of this Act, may be received after period the said of the prescribed authority is satisfied that the applicant had sufficient cause for not making the application within the said period of three month&quot;</td>
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<tr>
<td><strong>Power to make rules.</strong></td>
<td>17.</td>
<td>The State Government may make rules for carrying out the purpose of this Act.</td>
</tr>
<tr>
<td><strong>(2)</strong></td>
<td>In particular and without prejudice to the generality of the following provisions such rules may provide for all or any of the following matters, namely:—</td>
<td></td>
</tr>
<tr>
<td>(a)</td>
<td>The period within which the cultivator shall pay or deliver to the owner, the rent, or share or fixed quantity of the produce to which the owner is entitled under this Act;</td>
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<td>(b)</td>
<td>the procedure to be followed by the prescribed authority or the other officer or authority referred to in section 12;</td>
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<tr>
<td>(c)</td>
<td>the manner in which the final order by the prescribed authority or the other officer or authority shall be executed;</td>
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<tr>
<td>(d)</td>
<td>any other matter which is necessary for proper implementation or enforcement of this Act.</td>
<td></td>
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</tbody>
</table>
STATEMENT OF OBJECTS AND REASONS

1. The main object of the Sikkim Cultivators' Protection (Temporary Provision) Act, 1975 was to give protection to cultivators against termination of cultivation of land cultivated by them, for restoration connected therewith.

2. The above Act which was in the nature of temporary legislation expired on 7th September, 1983.

3. The Government have thought it necessary to re-enact a legislation for the protection of cultivators of the old legislation with minor changes in order to give some right to the owner to remove the cultivators from the land under certain circumstances such as failure on the part of the cultivator to cultivate the land or any part of it or to pay rent or its equivalent etc., as provided in clause 4 (2) of the Bill.

4. The Bill seeks to achieve the above objects.

S. D. LEPCHA,
Minister in-charge.

FINANCIAL MEMORANDUM

NIL.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Causes/17 of the Bill empowers the State Government to make rules for carrying out the purposes of the Bill.

2. The matters with respect to which rules may be made pertain to matters of detail and procedure. The delegation of Legislative powers is, therefore, normal in character.

By Order.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK
NOTIFICATION
No.SLAS/85-86/204/1789. Dated Gangtok, the 22nd June, 1985.

In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim legislative Assembly the Speaker has been pleased to order the pre-publication of the following Bill:—

(BILL NO- 6 OF 1985)

A BILL

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:—

Short title and Commencement.
(1) This Act may be called the Sikkim Co-operative Societies (Amendment) Act, 1985.
(2) It shall be deemed to have come into force on the 1st day of July, 1978.

Amendment of section 38.
In the Sikkim Co-operative Societies Act, 1978, in section 38, in sub-section (1), after the word "nominate" and before the word "members", the words "Chairman and" shall be inserted.
2.

STATEMENTS OBJECTS AND REASONS

The Sikkim Co-operative Societies Act, 1978 does not provide for nomination of any persons to be the Chairman on the Board of Directors of the Co-operative institutions.

In order to safeguard interest of the development of the Co-operative movement in the State, the Government has felt the necessity of having a provision to enable the Government to nominate any other persons to be the Chairman of the Board of Directors of Co-operative institutions.

With this object in view the Bill has been framed.

T. M. Rai
Minister-in-Charge.

FINANCIAL MEMORANDUM

There will be no direct financial involvement to be incurred by the Government on the Chairmen so appointed in the Co-operative institutions. However, each of the Co-operative institutions where such Chairman have been appointed will have to incur additional expenditure of Rs. 2.50 lakhs approximately for remuneration and other miscellaneous matters. Considering the weak financial position of the Co-operative institutions Government will perhaps have to reimburse such costs to the Societies by releasing adequate subsidies.

MEMORANDUM REGARDING DELEGATED LEGISLATION

NIL

By Order,

T.P. SHARMA,
Secretary,
Sikkim

GOVERNMENT GAZETTE
EXTRAORDINARY
PUBLISHED BY AUTHORITY

No.94 Gangtok, Saturday, June 22, 1985

Sikkim Legislative Assembly Secretariat
Gangtok
NOTIFICATION

No. SLAS/85-86 204/1790 Dated Gangtok, the 22nd June, 1985.

In pursuance of Rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the following bill:

(BILL NO. 7 OF 1985)

A BILL

to make provisions for the maintenance of certain essential services and the normal life of the Community.

WHEREAS it is expedient to make provisions for the maintenance of certain essential services and the normal life of the community.

Be it enacted in the Thirty-sixth Year of the Republic of India by the Legislative Assembly of Sikkim as follows:-

1. (1) This Act may be called the Sikkim Essential Services Maintenance Act, 1985.
(2) It extends to the whole of Sikkim.
(3) It shall be deemed to have come into force on the 27th day of April, 1985.
(4) It shall remain in force for a period of four years from the date of its commencement:

Provided that the said period may be extended by the Government, by notification in the Official Gazette, for a period of two years not exceeding one year at a time.

2. In this Act, unless the context otherwise requires,-

"Essential service" means-

(a) any service connected with the supply of water;
(b) any service connected with any department of the State Government or any local authority relating to procurement, Storage, distribution and supply of food and other essential commodities.
(c) any service connected with the supply of electricity;
(d) any service connected with medical aid, treatment or administration of hospitals and dispensaries and other similar establishments;
2

(e) any service connected with any department of the State Government or any local authority or other organisation or institution relating to fire service, extinguishment or control of fire or conservancy or drainage or sanitation;
(f) any transport service for the carriage of passengers or goods;
(g) any service connected with the loading, unloading or storage of goods;
(h) any other service which the State Government, being of opinion that strikes therein would prejudicially affect the maintenance of any public utility service, the public safety or the maintenance of supplies and services necessary for the life of the community or would result in the infliction of grave hardship on the community, may, by notification in the Official Gazette, declare to be an essential service for the purpose of this Act.

“Strike” means the cessation of work by persons employed in any essential service acting in combination or a concerted refusal or a refusal under a common understanding of any number of persons who are or have been so employed to continue to work or to accept employment, and includes:
(a) refusal to work over time where such work is necessary for the maintenance of any essential service;
(b) any other conduct which is likely to result in, or results in, cessation or substantial retardation of work in any essential service.

1. If the State Government is satisfied that in the public interest it is necessary or expedient so to do, it may, by general or special order, prohibit strikes in any essential service specified in the order.

2. An order made under sub-section (1) shall be published in the Gazette or in such manner as the State Government considers best calculated to bring it to the notice of the persons to be effected by the order.

3. An order made under sub-section (1) shall be in force for six months only but the State Government may, by a like order, extend it for any period not exceeding six months if it is satisfied that in the public interest it is necessary or expedient so to do.

Power to prohibit strikes in essential service.

Upon the issue of an order under sub-section(1),-
(a) no person employed in any essential service to which the order relates shall go or remain on strike;
(b) any strike declared or commenced, whether before or after the issue of the order, by persons employed in any such service shall be illegal.

Any person, -
(a) who commences a strike which is illegal under this Act, or goes or remains on, or otherwise takes part in, any such strike, or
(b) who instigates or incites other persons to take part in otherwise acts in furtherance of a strike which is illegal under this Act, or
(c) who knowingly expends or supply any money in furtherance or support of a strike which is illegal under this Act, or
(d) who by the use of force or show of force of otherwise, prevents any other person employed in any essential service specified in the order issued under sub-section (1) of section 3, from performing his duties under such employment,

shall be punishable with imprisonment for a term which may extend to one year, with fine which may extend to one thousand rupees, or with both.

Any offence under this Act shall be cognizable and non-bailable.

Punishment.

Offences to be cognizable and non-bailable.

The provisions of this Act and of any order issued thereunder shall have Act to override
effect notwithstanding anything inconsistent therewith in any other law for the time being in force.

7. (1) The Sikkim Essential Services Maintenance Ordinance, 1985 is hereby Repeal and Saving.

Repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the Ordinance so repealed, shall be deemed to have been done or taken under the corresponding provisions of this Act.

STATEMENT OF OBJECTS AND REASONS

The Sikkim Essential Services Maintenance Act, 1978 ceased to have force with effect from the such March, 1985 on the expiry of seven years from the date of commencement of the Act.

The government have thought it necessary to re-enact a legislation on the line of the old legislation with a view to empowering the State Government to prohibit strikes in essential services, declare the prohibited strikes to be illegal and impose penalties on persons participating in such strikes as well as persons instigating and financing such strikes so that such services which are essential to the normal life of the community may not be disturbed. With this object in view the Sikkim Essential Services Maintenance Ordinance, was promulgated by the Governor on 27th April, 1985.

This Bill seeks to replace the said Ordinance.

N.B. Bhandari,
Chief Minister.

FINANCIAL MEMORANDUM

Nil

MEMORANDUM REGARDING DELEGATED LEGISLATION

Sub-clause (h) of clause 2 of the Bill seeks to empower the State Government to declare, by Notification, such other services to be an essential service for the purpose of this Bill. This power is necessary to meet the varying contingencies which cannot be visualised.

In the circumstances, the delegation of legislative power is of a normal character.

By Order,

T. P. Sharma,
Secretary.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION

No. SLAS/85-86/204/1796
Dated Gangtok, the 23rd June 1985

In pursuance of Rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of The following Bill:

THE SIKKIM APPROPRIATION BILL, 1985
(BILL NO. 8 OF 1985)

A BILL

To authorize payment and appropriation of certain sums from and out of the Consolidated Fund of the State for Sikkim for the services of the Financial Year 1985-86.

BE it enacted by the Legislature of the State of Sikkim in the Thirty-sixth Year of the Republic of India as follows:

1. This Act may be called the Sikkim Appropriation Act, 1985.

2. From and out of the Consolidated Fund of the State of Sikkim there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate (inclusive of the sums specified in column 3 of the Schedule to the Sikkim Appropriation (Vote on Account) Act, 1984) to the sum of one hundred and seven crores, ninety three lakhs and eighty four thousand rupees towards defraying the several charges which will come in course for payment during the Financial Year 1985-86 in respect of services specified in column 2 of the Schedule.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Sikkim by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.
### THE SCHEDULE
(See Section 2 and 3)

<table>
<thead>
<tr>
<th>No. of SERVICES &amp; PURPOSES</th>
<th>SUMS NOT EXCEEDING</th>
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STATEMENT OF OBJECTS AND REASONS

This Bill is introduced in pursuance of Article 204(1) of the Constitution of India to provide for the appropriation out of the Consolidated Fund of the State of Sikkim of the moneys required to meet the expenditure charged on the Consolidated Fund of the State of Sikkim and the Grants made by the Sikkim Legislative Assembly for the expenditure of the Government of Sikkim for the financial year 1985-86.

CHAMLA TSHERING
Minister-in-charge, Finance.

By Order,

T.P. SHARMA,
Secretary.
Sikkim Legislative Assembly Secretariat.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In pursuance of Rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the following Bill:


(Bill NO. 9 of 1985)

A BILL

to amend the Sikkim Nationalised Transport (Prevention of Ticketless Travel and Miscellaneous Provisions) Act, 1981.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:-

1. (1) This Act may be called the Sikkim Nationalised Transport (Prevention of Ticketless Travel and Miscellaneous Provisions) Amendment Act, 1985 short title and commencement.

(2) It shall come into force at once.

2. In the Sikkim Nationalised Transport (Prevention of Ticketless Travel and Miscellaneous Provisions) Act, 1981 (hereinafter referred to as the "principal Act"), in section 2, in sub-section (14), for the word "goods" the words "suitcase, trunk or other baggage" shall be substituted.

3. In the principal Act, in section 9, after sub-section (2), the following sub-section shall be inserted, namely :-

"(3) The Sikkim Transport or any officer authorized to inspect a transport vehicle carrying goods shall be entitled to collect the excess charge and actual fare as specified in sub-section (2) on the spot and at the time of inspection. The goods are liable to be detained till the payment of the excess charge and such other charges to be levied by the Sikkim Transport."

4. In the principal Act, for sub-section (2), the following subsection shall be substituted, namely :-

"(2) The excess charge referred to in sub-section(1) shall be the actual fare the distance referred to in that sub-section or a sum of rupees twenty, whichever is more. The excess charge shall be payable to the inspection employee at the spot of inspection along with the actual fare.
Explanation.- Where there is any doubt at the stage from which he started for purposes of calculating the excess charge, the fare from the stage from which the transport vehicle originally started for from the place, if any, where the tickets are last examined to the place where he was detected to be traveling without tickets shall be deemed to be the distance which he has traveled.

5. In the principal Act, in section ii, to sub-section (2), the following Explanation shall be added namely:-

“Explanation. The words “ticket and fare” in this section means and include luggage, tickets/ consignment note, fare or luggage charges respectively.”

STATEMENT OF OBJECTS AND REASONS

The Sikkim Nationalised Transport (Prevention of Ticketless Travel and Miscellaneous Provisions) Act, 1981 does not empower inspecting staff to collect excess charges on the luggage on spot and also till such excess charges are paid by the passengers concerned. These provisions are essential for effecting implementation of the policy of the Act and also prevents evasion of legitimate charge from luggage and fares.

With this object in view the Bill has been framed.

P. B. GURUNG,
MINISTER-IN-CHARGE.

FINANCIAL MEMORANDUM

NIL

By Order,

T.P. SHARMA,
Secretary,
SIKKIM

GOVERNMENT GAZETTE

EXTRAORDINARY
PUBLISHED BY AUTHORITY


SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION


In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the Following Bill:-


BILL NO or OF 1985
A BILL

To repeal the Sikkim Bazar Committees Act, 1969 and the Gangtok Municipal Corporation Act, 1975 and to provide for transfer of duties functions and power, And for certain matters incidental thereto;

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:-

1. (1) This Act may be called the Sikkim (Repeal and Miscellaneous Provisions) Act, 1985.

(2) It shall come into force at once.

2. In this Act, unless the context otherwise requires,

(a) “appointed day” means the date on which this Act comes into force;

(b) “Committee” means the Bazar Committee constituted under section 5 of the Sikkim Bazar Committees Act, 1969:


(d) The State Government means the Government of the state of Sikkim or any Department of the Government of Sikkim or any person or persons authorised in this behalf by a notification by the state Government.

(e) “Regular Employee” means an employee whose services have been regularised as per rules in force.

3. On the appointed day, the Sikkim Bazar Committees Act, 1969 and the Gangtok Municipal Corporation Act, 1975 shall stand repealed, and the Committee and the Corporation shall stand dissolved.

4. On the dissolution of the Committee and the Corporation—

(a) functions powers and duties of the Committee and the Corporation shall Stand transferred to and vest in the State Government in the Local Self-Government and Housing Department;
Provisions relating to the employees of the Corporation.

5. Every regularly employed in the Corporation shall become, on and from the appointed day or such later date, as the case may be, an employee of the State Government and shall hold office or service under the State Government with the same rights and privileges as to pension, gratuity and other matters as would have been admissible to him and shall continue to do so unless and until his employment under the State Government is duly terminated or until his remuneration and other conditions of service are duly altered by the State Government.

Reference to Committee or Corporation in other laws.

6. On and from the appointed day, any reference to Committee or Corporation in any law (other than this Act) or in any contract or other instrument shall, except as otherwise provided in any general or special order made by the State Government, be deemed to be a reference to the Local Self Government Department.

Power to impose taxes.

7. The Government may, impose the following rates, taxes and fees or any of them:

(a) a rate on holdings situated within the limit of the Gangtok town assessed on the annual value including different rates for different grades of valuation;

(b) a conservancy rate on the annual value of holdings;

(c) a water rate as per the consumption;

(b) all moneys and other property of whatever kind (including the fund of the Committee and the Corporation) owned by or vested in the Committee and the Corporation, immediately before the appointed days shall, on the appointed day, stand transferred to and vest in the State Government in the Local Self Government and Housing Department;

(c) subject to the provisions of Clause (d), any suit appeal or other proceeding, suit, appeal or other proceeding of whatever nature pending immediately before the appointed day before any Court or any other authority or the Tribunal constituted under section 49F of the Gangtok Municipal Corporation Act, 197^ in which the Committee or the Corporation the case may be, is a party shall, on the appointed day, shall continue;

(d) all liabilities and obligations of the Committee or the Corporation, as the case may be, of whatever kind is subsisting immediately before the appointed day, shall, on and from the appointed day, be deemed to be the liabilities or obligations, as the case may be, of the State Government in the Local Self Government and Housing Department and any proceeding or cause of action pending or existing immediately before the appointed day by or against the Committee or the Corporation in relations to such liability or obligation may, as from the appointed day, be continued and enforced by or against the State Government in the Local Self Government and Housing Department.

Provisions relating to the employees of the Corporation.

5. Every, regularly employed in the Corporation shall become, on and from the appointed day or such later date, as the case may be an employee of the State Government and shall hold office or service under the State Government with the same rights and privileges as to pension, gratuity and other matters as would have been admissible to him and shall continue to do so unless and until his employment under the State Government is duly terminated or until his remuneration and other conditions of service are duly altered by the State Government.

Reference to Committee or Corporation in other laws.

6. On and from the appointed day, any reference to Committee or Corporation in any law (other than this Act) or in any contract or other instrument shall, except as otherwise provided in any general or special order made by the State Government, be deemed to be a reference to the Local Self Government Department.

Power to impose taxes.

7. The Government may, impose the following rates, taxes and fees or any of them:

(a) a rate on holdings situated within the limit of the Gangtok town assessed on the annual value including different rates for different grades of valuation;

(b) a conservancy rate on the annual value of holdings;

(c) a water rate as per the consumption;
(d) a tax on trade, profession or calling;
(e) any other tax, rate or fee which the Government may deem necessary.

Explanation—The annual value of holding shall be gross annual rental to which the holding may reasonably be expected to let after deducting, the maintenance not exceeding ten Per cent.

(2) In particular, and without prejudice to the generality of the foregoing Power, such rules may—
(a) provide for assessment and recovery of any tax, rate and fee;
(b) prescribe for qualifications of and the procedure to be followed by an assessor;
(c) prescribe the procedure to be followed by an assessor;
(d) prescribe the form of notice of demand and for fixing the fees payable in connection with distress;
(e) prescribe for condition and limitation under which, the form in which, a trade licence may be granted, the amount of licence fees, manner of payment thereon and the cancellation, revocation or suspension of trade licence;
(f) provide for the removal of sewerage, rubbish and offensive matters from all public latrines, urinals and drains and making necessary arrangements for their proper cleansing and disinfection;
(g) provide for prohibition of certain offensive and dangerous trades without licence and regulating places used for such trade;
(h) provide for licensing for keeping cattle, horses, ponies and birds;
(i) provide for regulating the granting of licenses for holding fairs and melas and fixing the fees in respect thereof;
(j) provide for power to open or maintain markets, stockyards and such stalls, shops, sheds and other buildings or conveniences for the use of persons carrying on trade or business, regulate the use of such places, charge rents, tolls and fees in respect thereof and close such markets, stockyards, stalls, shops, sheds and other buildings;
(k) provide for the prevention of the spread of any dangerous disease by the carrying on of any business, trade or occupation;
(l) provide for the regulation of the trade in second hand clothing, beddings or similar article and the requiring of such clothing, bedding arid article to be disinfected before its sale or exposure for sale;
(m) provide for disposal of any refuse, waste matter or other matter or thing which has been contaminating with or exposed to infection;
(n) provide for the prohibition or regulation of advertisement in market, public street or parks;
(o) provide for the regulation of burial and burning grounds and other places for the disposal of corpses or carcasses;
(p) provide for taking precautionary measures against outbreaks of fire;
(q) provide for construction and maintenance of dharamsalas, sarais or rest houses;
(r) provide for improvement and reclamation of planning, surveying and control of extension of town or bazar;
(s) provide for construction, maintenance, repair, improvement and cleansing and watering of roads, drains, gardens, tanks, wells and channels within a town or bazar area;
(t) provide for construction and maintenance of public libraries, reading rooms, gymnasias or any other institutions for the diffusion of mental or physical culture or technical instruction;
(u) provide for inspection by officer or staff of the Department;
(v) provide for manner and the period in which appeal shall be preferred to the appellate authority to be appointed by the State Government;
(w) provide for in general for securing cleanliness, safety, order and good
Government and other works of public utility calculated to promote
health, comfort or convenience of the inhabitants.

(3) In making any rule under this section the State Government may provide that a
breach of any rule order or direction issued thereunder shall be punishable with fine
which may extend to five thousand rupees.

(4) Every rule made by the State Government under this Act shall be laid, as soon as
may be, before the Legislative Assembly while it is in session for total
period of fourteen days which may be comprised in one session or in two or more suc-
cessive session, and if, before the expiry of the session immediately following the session
or the successive session, the House resolve to make any modification in the rule or
resolves that such rules shall not have effect, the rules shall thereafter have effect only
in such modified form or be of no effect, as the case may be, so, however, that any such
modification or annulment shall be without prejudice to the validity of anything pre-
viously done under that rule.

9. Notwithstanding anything contained in the law relating to Criminal Procedure
for the time being in force, all offences against any rule or order or direction issued
thereunder shall be cognizable and bailable.

10. Notwithstanding anything contained in the law relating to the Criminal Procedure
for the time being in force, it shall be lawful for a Magistrate of the First Class to pass
any sentence authorised by this Act in excess of his power.

11. Every order passed or direction issued by the State Government or order passed
or notice issued by any officer authorised under this Act shall be final and shall not be
questioned in any suit or other legal proceeding.

12. The existing rules governing the subjects enumerated in section 8 and other rules
dealing with bazars shall continue till they are varied, altered or amended under
section 8 of the Act.
STATEMENT OF OBJECTS AND REASONS

The Gangtok Municipal Corporation Act does not fulfill the pattern and the structure of a municipal Corporation established under various Municipal Corporation Act in the country. It is also not comparable to a Municipal legislation. The Government felt that it is necessary to have a close intensive and Direct control for supervision of the growth of the Gangtok town.

The Bazar Committees Act, 1969 is outmoded and practically does not fulfill the objects of that Act. Government decided to regulate the growth of the Gangtok town and bazars in the State of Sikkim. The Bill repeals the Gangtok Municipal Corporation Act, 1975 and the Sikkim Bazar Committees Act, 1969. The duties, powers and functions under these Acts are vested in the Government. Unless the growth and development of bazars and Gangtok town are properly controlled and supervised by the Government it is felt that there will be danger to the traditional hill culture developed for over years by the people of Sikkim. The Bill provides for transfer of services of the employees of the Gangtok Municipal Corporation to the State Government. It provides for levy of tax, rates and fees etc., as a resource of revenue of the Government. With this object in view, the Bill is framed.

N.B. BHANDARI
Minister-In-Charge.

FINANCIAL MEMORANDUM

Clause £ of the Bill provides for the payment of salaries to the staff transferred to the Government from the Municipal Corporation. This will require necessary expenditure to be made by the Government. The recurring expenditure for the payment of salaries and allowances to the staff will be to the tune of Rupees 13.00 lakhs from the Department's budget.

For performing additional functions such as maintenance of bazars, roads, gardens, sewerage, Drainage, jhora etc., a recurring expenditure of Rupees 92.00 lakhs will be essential per annum. The Government is likely to get revenue of Rupees 7.00 lakhs approximately by way of taxation per annum.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 8 of the Bill empowers the State Government to make rules on the matters enunciated therein. These rules will relate to matters of detail and procedure only. Hence, there is no delegation of legislative power.

By Order,

T.P. SHARMA,
Secretary,
In pursuance of Rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the following Bill:

SIKKIM ALLLOTMENT OF HOUSE SITES AND CONSTRUCTION OF BUILDING (REGULATION AND CONTROL) BILL, 1985
(BILL NO. 11 OF 1985)
A BILL

to provide for the allotment of house sites regulation of construction, alteration and repair of buildings in Sikkim and for matters connected therewith.

Whereas house sites have been allotted without consulting the Sikkim Public Works Department and other concerned Departments;

Whereas such allotment of sites have resulted in encroachment of septic water supply tanks, land within compound of Government quarters, within the notified green belt and affecting and likely to cause land slide during monsoon, and

Whereas it is expedient to bring about an equitable and proper distribution of house sites and promote planned, organised and systematic growth of towns and bazars in the State of Sikkim and matters connected therewith.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth year of the Republic of India as follows:-

CHAPTER I

1. (1) This Act may be called the Sikkim Allotment of House sites and Construction of Building (Regulation and Control) Act, 1985.
(2) It shall extend to the whole of Sikkim.
(3) It shall come into force at once.

2. In this Act, unless the context otherwise requires:-
(a) "allotment" means allotment of sites for construction of building for the purpose of residence, commerce, residential-cum-commercial or any other trade or industry;
(b) “building” includes a house, out-house, stable, privy, urinal, shed, hut, wall (other than a boundary wall, not exceeding ten feet in height) and any other such structure, whether of masonry, bricks, wood, mud, metal or any other material whatsoever, and includes any temporary shed erected on ceremonial or festive occasions;

c) “family” includes all members of joint family;

d) “Government” means the Government of Sikkim in the Local Self-Government and Housing Department and includes such other office of the said Department and of any other Department as may be authorised by the Government for carrying out the purposes of this Act;

(e) ”notified area” means any area notified for purposes of Chapters II and III of this Act;

(f) “notified green belt” means the green belt area notified by the Government vide notification No. 6/LSGHD dated the 10th April, 1982 and includes such other area, which may be so declared by the Government, by notification, from time to time;

(g) “notification” means a notification published in the Official Gazette;

(h) ”person” means any individual and includes any member of the family, any society or association of persons, whether incorporated or not, and all legal and juristic persons;

(i) ”prescribed” means prescribed by rules made under this Act;

(j) ”salami” means the amount payable by a person for allotment of a site under the provisions of this Act but does not include ground rent or other rates, taxes or fees payable under this Act or any other law in force in this State.

CHAPTER II

3. Declaration of Notified area and preparation of plans

(1) The Government shall, from time to time by notification, declare any area as a notified area for the purposes of this Act.

(2) The Government shall, within six months but not later than one year from the date of commencement of this Act, prepare a plan indicating the area-(i) for residential purposes;

(ii) for commercial purposes;

(iii) for residential-cum-commercial purposes;

(iv) for industrial purposes;

(v) for public and semi-public open places, parks, playground Community Hall.

(3) The Government shall indicate and specify sites for residential, commercial and industrial purposes.

(4) The Government shall publish within fifteen days from the preparation of such plan with details as mentioned in sub-section (2), by notification, and in such other manner as may be specified in this behalf.

The allotment of house sites.

4. (1) The Government may allot sites on application made by any person in such form and in such manner as may be prescribed.

(2) An allotee shall pay such salami as may be notified by the Government, from time to time.

(3) The Government shall, by notification, fix different rates of salami, for purposes of allotment on the basis of the area, user and location.

Cancellation of allotment

5. (1) All allotments in which the registration whether complete or not and those falling under the notified green belt shall stand cancelled.

Explanation:-

(1) Allotments for purpose of sub-section (1) means allotments of House sites on which constructions is not completed.

(2) The salami paid by the allottee shall be refunded within one month from the date of commencement of this Act.

(3) Subject to section 6 such of the allottees whose sites have been cancelled under sub-section (1) shall be given preference for allotment of sites in notified area as notified under sub-section (3) of section 3 if an application is made to that effect.
(4) The sites allotted under this Act may be cancelled on grounds of fraud, presentation of facts or bonafide mistake: provided that no order of cancellation shall be made unless the person concerned has been given an opportunity of making representation.

CHAPTER III

6. The Government shall not allot more than one site to one family in the state.

7. (1) No construction shall be undertaken in any notified area without obtaining the prior permission of the Government.

(2) The Government shall make regulations regulating the construction of building in any notified area.

(3) While granting permission for construction of buildings, the Government shall give due consideration to the cultural and traditional values of the people of Sikkim.

(4) All permissions for the construction of the buildings which are obtained prior to the commencement of this Act shall stand cancelled.

8. The Government may demolish any construction or building which have been commenced, continued or completed in contravention of the provision of the Act or regulation made thereunder.

9. (1) If at any time it appears to the State Government that any structure in any notified area (including under this expression any building, wall or other structure and anything affixed to or projecting from any building, wall or other structure) is found unsafe for human habitation or in any way dangerous to any persons occupying, resorting to or passing by such structure or any other structures or place in the neighborhoods thereof, the State Government may, by a written notice of not less than seven days, require the owner or occupier—

(a) to demolish or to repair such structure in such manner as may be specified in the notice, or

(b) to repair, protect or enclose such structure in such manner as may be specified in the notice.

(2) Where it appears to the State Government that immediate action is necessary for the purpose of preventing imminent danger to any person or property, it shall be the duty of the State Government itself to take such immediate action; and in such case it shall not be necessary for the State Government to give notice, if it appears to it that the object of taking immediate action shall be defeated by the delay incurred in giving notice.

(3) Where any owner or occupier fails to comply with the notice served upon him, the State Government may demolish or remove such structure or fixture under sub-section (1) or sub-section (2) and recover the expenses of such demolition or removal from the owner or occupier, as the case may be.

10. If, upon considering the facts and circumstances of a case, the Government is satisfied that any building already constructed before the commencement of this Act in contravention of the existing laws, rules, notifications, orders or directions and does fall under the notified green belt, it may pass order for regularization of such consent of such fees as may be fixed by the Government by notification In this behalf.

CHAPTER – IV

Restriction on allotment of site, Permission for construction of building.

Demolition of building.

Removal of structures which are in urines or likely to fall.

Power of State Government to regularise on payment of fees.

Penalties.

Without prejudice to any other actions to be taken under the provisions of this Act, any person who contravenes the provisions of this Act or rules, regulations, notification, orders or directions issued thereunder, shall be punishable with a simple imprisonment not less than six months or with a fine not less than rupees five hundred or with both.
STATEMENT OF OBJECTS AND REASONS

During the recent past house sites have been indiscriminately allotted without following the notifications or other rules or guidelines. It resulted in encroachment of lands in the Government buildings, septic water tanks, power lines, green belt area and even public roads. Objections have been raised by the Departments concerned against these allotments. On a consideration of all these objections it was found that the allotments of sites for construction of houses is not conducive to the planned and organised growth of towns and bazars in the State of Sikkim. Hence, the Government felt that it is necessary to cancel such allotments and provide alternative sites on the basis of preference and also regulate the construction of buildings in towns and bazars. The Bill lays down that a notified area is to be declared for purposes of the allotments of sites and construction of buildings and for other incidential matters connected therewith. The Government felt that no family shall get more than one house site in order to have an equitable distribution of house sites. The authorities have given permission for construction of buildings without proper consideration and feasibility of construction. All such permissions shall get cancelled and permissions are to be given keeping in view of the cultural and traditional values of Sikkimese people. The provisions of this Bill are framed with the above object.

N.B. BHANDARI,
Minister-in-charge.

FINANCIAL MEMORANDUM

Clause 3 of the Bill provides for preparation of plans in the notified area and refund of salami Amount on cancellation of house sites. An approximate amount of Rupees 2.60 lakhs will be the expenditure to be incurred. The Government is likely to yield revenue of Rupees 1.30 lakh by collecting salami as per the Clause 4 of the Bill.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 16 and 17 empower the State Government to make rules, regulations and notifications for carrying out the purposes of this Act. As these rules deal with only procedural matters, there is no delegation of legislative power.

By Order.

T.P. SHARMA,
Secretary,
Sikkim Legislatives Assembly Secretariat.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
OFFICE OF THE SECRETARY TO THE FOREST DEPARTMENT
GOVERNMENT OF SIKKIM

Notification No. 103/F. Dated Gangtok the 6th June, 1985.

In exercise of the powers conferred by clause (b) of section 2 of the Sikkim Public Premises (Eviction of Unauthorised Occupants and Rent Recovery) Act, 1980 (9 of 1980) the State Government hereby appoints Shri H.B. Rai, Forest Settlement Officer to perform the Functions of the Collector in the whole of Sikkim in respect of Public Premises under the Administrative control of the Department of Forests, Government of Sikkim.

2. This notification supersedes the notification No. 551, dated Gangtok, the 10th February 1982 issued by the Department of Forest, Government of Sikkim.

By Order,

P. S. MOKTAN.
Secretary to the Government of Sikkim,
Forest Department,
Gangtok.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
The Governor of Sikkim is pleased to appoint Shri R. Shresta, District Magistrate, South District, to conduct an enquiry into the complaint filed by Shri Krishna Bahadur Rai of Kerabari, Melli South Sikkim, regarding the death of his son Shri Karna Bahadur Rai on 17th May, 1975 said to have been caused as a consequence of the injuries alleged to have been inflicted by the then Deputy Superintendent of Police, Crime. The enquiry shall be a magisterial enquiry to gather facts relating to the complaint, copies of which are herewith enclosed.

2. The District Magistrate, South, will arrange for immediate seizure of the Singtam Hospital record dated 16/17th May, 1975 regarding the admission and death of late Karna Bahadur Rai and also the Police records of Rangpo Police Station relevant to the arrest and detention of late Karna Bahadur Rai and send them along with his report.

3. The district Magistrate may submit his report after examining the father of the late Karna Bahadur Rai and other local People of the area whom the father of late Karna Bahadur Rai indicates and also the concerned Police Officers with the original record of depositions/statements recorded by him.

His report should be submitted within two weeks from the date of this order.

M. M. RASAILY,
Home Secretary,
Government of Sikkim.
The Governor of Sikkim is pleased to constitute a Managing Committee to manage the Sikkim affair of the Sikkim Government Law College, Gangtok, and also take such steps that are necessary to improve the standard and the status of the above Law College and also effectively deal with the administration, imparting of courses, and methods of discipline.

The Committee is authorised to appoint an Administrator in consultation with the Education Department to discharge and implement the decisions of the committee and to be in overall charge of the affairs of the college subject to the superintendence of the committee. Initially the following members are appointed to constitute the Managing Committee:

1. Advocate General, Sikkim,
2. The Secretary, Education,
3. The Secretary, Establishment,
4. The Secretary, Law.

The Administrator shall be the convener of the committee. This Committee will be in Office until further orders.

By Order

PASSONG NAMGYAL,
Secretary Education

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. 102     Gangtok, Friday, June 28, 1985.

DEPARTMENT OF EDUCATION
GOVERNMENT OF SIKKIM

No. 02/Est/Edn.         Date: 28-6-1985

NOTIFICATION

The Managing Committee of the Sikkim Government Law College, Gangtok, and the Secretary, Education, Government of Sikkim, after due consultation hereby appoint Shri M. C. Mathur, Joint Director of Education, as the Administrator of the Sikkim Government Law college, Gangtok, and convener of the Managing Committee. Shri Mathur will discharge his functions as Administrator in addition to his present assignment.

He shall take charge of assets, liabilities and of administration of the Law College forthwith from Dr. B. Kumar.

By Order

PASSONG NAMGYAL,
Secretary Education

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. 103      Gangtok, Monday July 1, 1985.

GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 38(47) Home/83/147 Dated the 24th June, 1985.

NOTIFICATION

In Exercise of the powers conferred by section 7(1) of the Terrorist And Disruptive Activities (Prevention) Act, 1985 the State Government hereby constitutes the Court of the District and Sessions Judge of Sikkim at Gangtok as the Designated Court having jurisdiction over the whole of the State of Sikkim.

M. M. RASAILY,

Home Secretary,
Govt, of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In exercise of the powers conferred by section 7(2) of the Terrorist and Disruptive Activities (Prevention) Act, 1985 the State Government with the concurrence of the Chief Justice of the High Court of Sikkim hereby appoints Shri G.P. Roy, District and Sessions Judge of Sikkim as the Judge of the Designated Court having jurisdiction over the whole of the State of Sikkim constituted under section 7(1) of the said Act.

M. M. RASAILY,
Home Secretary,
Government of Sikkim.
NOTIFICATION

In exercise of the powers conferred by section 11 of The Terrorist And Disruptive Activities (Prevention) Act, 1985 the State Government hereby appoints Shri M. P. Pradhan as The Public Prosecutor for the Designated Court constituted under section 7(1) of the said Act.

M. M. RASAILY,

Home Secretary,
Govt, of Sikkim.
No. 106

Gangtok, Tuesday July 2, 1985.

GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

Notification No. 35(7) 82-83/25/RDD. Dated Gangtok, the 14th June, 1985.

In exercise of powers conferred by Sub-Section (1) Para-3 of section-24 of Sikkim Panchayat Act, 1982, Shri Ram Prasad Sharma, Assistant Teacher, Lingi High School is hereby appointed as Sachiva of Lingi-Payong, Gram Panchayat, South Sikkim w.e.f. 26.9.83.

His functions and term of office shall be governed by sub-section 3 & 4 of section 24.

P.K. PRADHAN, I.A.S.
Director Sikkim Panchayat Election, &
Secretary Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT
NOTIFICATION

No. 7(13) Home/83/164 Dated the 29th June, 1985.

The Governor of Sikkim is pleased to incorporate the following provision as clause 7A in the Sikkim Government Rules of Business.

1. **7A Financial Powers:**—
   
   (a) The Chief Minister may sanction expenditure not exceeding Rs. 8 lakhs in each individual case.
   
   (b) The Speaker and other Ministers may sanction expenditure not exceeding Rs. 5 lakhs in each individual case.
   
   (c) Sanction exceeding these amounts, as mentioned in (a) and (b), shall be placed before the Cabinet.

2. The exercise of the powers mentioned above are subject to the following:—
   
   (a) There is a specific provision in the budget.
   
   (b) The proposals are processed through the Finance Department before submission to the Minister for sanction.
   
   (c) The expenditure sanctioned is non-recurring."


K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
The Governor of Sikkim is pleased to appoint Shri Ongdi Bhutia, Member of Sikkim Legislative Assembly as Chairman of Sikkim Consumers Co-operative Society with effect from 24th June, 85.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

No. 35(20) PAN/82-83/26/RDD. Dated Gangtok, the 15th June, 1985.

In exercise of the powers conferred under section 100 of Sikkim Panchayat Act, 1982 the following Gram Panchayat members holding the post of Sabhapati at different Gram Panchayat in Sikkim ceased to be the Sabhapati as well as the Sadasya of Gram Panchayat w.e.f.6.3.85 by virtue of their being elected as members of state Legislative Assembly.

<table>
<thead>
<tr>
<th>DISTRICT NORTH</th>
<th>GRAM PANCHAYAT</th>
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<th>NAME OF MEMBERS</th>
<th>DESIGNATION</th>
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<tr>
<td>1. Tung-Naga</td>
<td>Shri Sonam Choda Lepcha</td>
<td>Shri Kalzang Gyatso</td>
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<td>16. Kabi-Tingda</td>
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<td>Shri Pawan Chamling</td>
<td>Shri Sonam Gyatso Kaleon</td>
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<td>8. Ben-Namprik</td>
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<td>21. Sadam</td>
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<td>Shri Dill Ram Basnet</td>
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<th>GRAM PANCHAYAT</th>
<th>NAME OF MEMBERS</th>
<th>DESIGNATION</th>
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<td>4. Gerethang</td>
<td>Shri M. B. Dahal</td>
<td>Sabhapati</td>
<td></td>
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</tbody>
</table>

P.K. PRADHAN, I.A.S.
Director, Sikkim Panchayat Election, &
Secretary Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—

HE SIKKIM HOUSING AND DEVELOPMENT BOARD
(AMENDMENT) ACT, 1985

(ACT NO. 3 OF 1985)

AN

ACT

WHEREAS it is expedient to amend the Sikkim Housing and Development Board Act, 1979;

It is hereby enacted in the Thirty-sixth Year of the Republic of India by the Legislature of Sikkim as follows:—

1. (1) This Act may be called the Sikkim Housing and Development Board (Amendment) Act, 1985.

   (2) It shall be deemed to have come into force on the 22nd day of April, 1985.

2. In the Sikkim Housing and Development Board Act, 1979, in section 4, in sub-section (1), after the words "State Government" and before the words "and the following", the words "or any other person so appointed by the State Government" shall be and shall be deemed always to have been inserted.

3. (1) The Sikkim Housing and Development Board (Amendment) Ordinance, 1985 (No. 1 of 1985) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken in the exercise of the powers conferred by or under that Ordinance, shall be deemed to have been done or taken in exercise of the powers conferred by or under this Act as if this Act was in force on the day on which such thing was done or such action was taken.

B.R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.
F. No. 16 (81) LD/79.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

Notification No. 4/LD/85      Dated the 29th June, 1985.

The following Act of the Sikkim Legislative Assembly having received the assent of the Government on the 28th day of June, 1985, is hereby published for general information:—


(Act No. 4 of 1985)

AN ACT

to provide, in the interests of the general public, for entry of healthy livestock into the State of Sikkim for slaughtering and consumption by the general public, for regulating hygienic conditions in places where livestock are slaughtered, to maintain regular supply at reasonable prices of meat to the general public, to regulate and control supply of hides and skin for the development of leather and allied industries in the State of Sikkim and for matters connected therewith or incidental thereto.

WHEREAS many places, in Sikkim being located on high altitudes have cold climate where meat is consumed in large quantities;
AND WHEREAS in the interests of the general public it is necessary to ensure regular supply of Healthy livestock for human consumption and also to ensure the hygienic conditions in places where livestock is slaughtered as also to maintain regular supply of meat at reasonable prices to the general public;
AND WHEREAS there is large potential for developing leather and allied industries in the State of Sikkim for which regular and continuous supply of good hides and skins and other livestock is necessary at reasonable prices.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows namely:-

1. (1) This Act may be called the State (Livestock Products Control) Act, 1985.

(2) It extends to the whole of Sikkim.

(3) It shall come into force at once.

2. In this Act, unless the context otherwise requires, -

(i) “Appointed day” means the date of commencement of the Act;
(ii) “Government” means the Government of Sikkim;
(iii) “livestock” includes buffalo, sheep, lamb, pig, boar, sow, goat, kid, Bullock, calf, ox, yak, jho, or mithun and such other animals as may be notified by the Government by notification;

Definitions.

Short title, extent and commencement.
(iv) “Livestock Products” includes meat, hides, skins, bones, hooves, horns, blood and other inedible parts of slaughtered livestock; and such other products as may be notified by the Government by notification;
(v) “meat” means flesh or other edible parts of livestock which is sold or intended for sale for human consumption and includes the edible part of the muscle of cattle, sheep, swines or goats which is selected or which is found in the tongue, in the diaphragm, the heart or in the esophagus, with or without the accompanying and over-lying fat and the portion of the bones, sinew, nerve, and blood vessels which normally accompany the muscle tissue and which are not separated from it in the process of dressings but does not include muscle found in the lips, snout or ears;
(vi) “notification” means a notification published in the Official Gazette;
(vii) “State” means the State of Sikkim;
(viii) “rules” means rules made under this Act.

The Government, so far as it appears to them to be necessary or expedient for maintaining or securing supplies of livestock or livestock products, or for arranging for equitable distribution of livestock products and availability thereof at fair price, may, from time to time, by notification, provide for regulating or prohibiting the supply, distribution and bring livestock into the State and trade and commerce in livestock and livestock products.

(2) A notification made under sub-section (1) may provide-
(a) for regulation by licences, permits or otherwise bringing livestock into the State and slaughter thereof;
(b) for regulating the prices at which any of the livestock product may be sold;
(c) for prohibiting the withholding from sale of any livestock product ordinarily intended for sale;
(d) for requiring any person holding in stock any livestock product processed or not, to sell the whole or specified part of such price to the Government or to an officer or authorised Government;
(e) for collecting any information with a view to regulating or prohibiting any livestock or sale of livestock products,
(f) for requiring any person engaged in the supply or distribution of, or trade or commence in, any livestock product to declare their stock of such products and allow inspection of, or produce for inspection, any books, accounts and records relating to trade and commerce;
(g) for regulating the processing of any livestock product;
(h) for any incidental and supplementary matters, including in particular, the entering and search of premises, vehicles, the seizure by a person authorised to make such search in respect of livestock or livestock products where such person have reason to believe that a contravention of notification has been, is being or is about to be committed;
(i) for the grant of issue of licences, permits or other document the charging of fees therefor;

(1) On and from the appointed day, no livestock or livestock product shall be allowed to be entered in the State without veterinary check up at such check posts as may be set up for the purpose by the Government by notification.

(2) No livestock or livestock product shall be allowed to be brought into the State, unless a tax as may be notified by the Government is paid in such manner as may be specified in the said notification.

The Government may, by notification, fix fees for rendering such services as may be specified in the said notification and different rates may be specified for different categories of livestock, livestock products and services rendered at check post.

The Government may, by notification, collect slaughter house fees as may be notified by the Government from time to time per head of livestock specified in the Schedule to this Act whose meat is fit for human consumption and the Government may by notification, from time to time, specify different rates for different categories of live-stock.
7. (1) On and from the appointed day, no person other than the Government or its authorised agent, shall deal in the trade and commerce of hides and skins of such categories of livestock as the Government may by notification, specify.

(2) The Government may, by notification, appoint any-
(a) corporation owned or controlled by the Government; or
(b) Co-operative society registered or deemed to have been registered under the Sikkim Co-operative societies Act, 1987 (12 of 1987) as its agent to deal in trade and commerce of hides and skins and other livestock products.

(3) The agent authorised or appointed under sub-section (2) shall act under the direction, control and supervision of the Government. Every direction or order issued by the Government shall be binding on the agent so authorised or appointed.

8. On and from the appointed day no person shall remove any hides and skins of livestock out of the limits of State of Sikkim without obtaining a permission in writing from the Government or an officer authorised by the Government to be obtained by payment of fees specified in this behalf by notification.

9. On and from appointed day, no owner of hides and skins shall sell them to any person other than the Government or its authorised agent at such prices as the Government may, by notification, specify.

10. The Government may, from time to time, by notification, fix the maximum retail Prices for sale of various types and classes of meat.

11. As soon as may be after the appointed day the Government shall establish slaughter houses in the State at such places as the Government may, by notification, specify.

12. (1) On and from the establishment of Government slaughter, no livestock shall be slaughtered at a place other than the Government slaughter houses.

(2) The provision of sub-section (1) shall not apply to slaughter of livestock for personal and family purposes.

13. (1) The Government may make rules regulating the slaughter of livestock in the Government slaughter houses.

(2) Such rules may provide for all of the following matters, namely:-
(a) the manner in which livestock of different categories is to be slaughtered;
(b) placing of identification marks on the slaughtered livestock;
(c) disposal of the slaughtered livestock which is unfit for human consumption;
(d) disposal of the portion or portions of the slaughtered livestock which are ordinarily not fit for human consumption;
(e) disposal of waste materials of the slaughtered livestock;
(f) grant, renewal, revocation and suspension of licenses of butchers and their qualifications;
(g) fixation of age of different categories of livestock for slaughter;
(h) sanitary conditions and other facilities to be provided at the slaughter houses;
(i) the persons who may be allowed to enter the slaughter house;
(j) separation of livestock for slaughter;
(k) closure of slaughter house;
(l) any other matter on which it is necessary to make rules.

14. The Government or its authorized agent acting in pursuance of this Act shall interfere with the ordinary avocations of life and the enjoyment of property as little as may be consonant with the general interests of the public.
15. Any person who attempts to contravene, or abets the contravention of, any provisions of this Act, rule or notification made under this Act shall be deemed to have contravened such provision of the Act, rule or notification, as the case may be.

16. (i) When an offence under this Act has been committed by a company, every person who, at the time the offence was committed, was directly in charge of and was responsible to, the company for the conduct of the business of the company as well as the company, shall be deemed to be quality of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any such person liable to any punishment, if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent commission of such offence.

(2) Notwithstanding anything contained in sub-section (i), where any offence under this Act has been committed by a company and it is, provide that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officers shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.- For the purposes of this section:-

(a) "company" means any body corporate and includes a firm or other association of individuals;

(b) "director" in relation to a firm, means a partner in the firm.

17. Any person who contravenes the provisions of this Act, any rule made or notification issued under this Act shall, on conviction, be punishable with imprisonment of either description for a term which may extend to one year or with fine which may extend to five thousand rupees or with both.

18. Notwithstanding anything contained in the law relating to Criminal procedure for the time being in force in the State, it shall be lawful for a Judicial Magistrate of the First Class to pass a sentence or fine exceeding the pecuniary limits specified in such law on any person convicted of contravening any provision of this Act or any rule made or notification issued thereunder.

19. Notwithstanding anything contained in the law relating to Criminal Procedure for the time being in force in the State all offences under this Act shall be cognizable and bailable.

20. (1) No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done in pursuance of this Act.

(2) No suit or other legal proceedings shall lie against the Government, its officer or its authorised agent for any damage caused or likely to be caused by anything which is in good faith done or intended to be done in pursuance of any provision of this Act or rule made or notification issued thereunder.

21. If any difficulty arises in giving affect to the provision of this Act, the Government may, by order, not inconsistent with the provisions of this Act, remove the difficulty:

Provided that no such order shall be made after the expiry of a period of two years from the appointed day.

22. (1) The Government may, by notification, make rules for carrying out the purposes of this Act.

(2) Such repeal shall not affect any investigation, legal proceeding or remedy in respect of any right, privilege, obligation, penalty, liability, forfeiture or punishment and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed Act had not been repealed.

B. R. PRADI
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 16 (165)LD/82.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
THE SIKKIM CULTIVATORS’ PROTECTION ACT, 1985

(Act No. 5 of 1985)

AN ACT

To make provisions for protection of cultivators against termination of cultivation of lands cultivated by them, for restoration of such lands in case of illegal termination, for limiting the liability of the cultivators for termination of cultivation by owner in certain circumstances and for other matters connected therewith.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty sixth Year of the Republic of India as follows namely:

1. (1) This Act may be called the Sikkim Cultivators' Protection Act, 1985.

(2) It extends to the whole Sikkim.

(3) It shall come into force at once.

2. In this Act, unless there is anything repugnant in the subject or context, —

(a) “Agricultural year” means the year commencing from the first day of February;

(b) “Civil court” does not include the High Court or the Supreme Court;

(c) “Cultivator” means a person who cultivates the land of another Person on condition of payment of rent, in cash or in kind, or on condition of delivering or receiving share or any fixed quantity of the produce and includes a persons who cultivates the land of another person on any terms and conditions except as a paid servant or hired labourer but does not include persons who are cultivating under work permits granted under laws in force at present in the State of Sikkim with their addresses outside the country.
(d) "owner" means a person whose land is cultivated by a cultivator;
(e) "personal cultivation" means cultivation of the land by the owner him, self or through members of his family or his heirs and dependents or through paid servants or hired labourer;
(f) "prescribed" means prescribed by rules made under this Act;
(g) "Prescribed authority" means the District Collector within whose juris-
dictiori the land is situated and shall also include any other officer specially empowered by the State Government in this behalf.

1. The provisions of this Act and of any rules made thereunder shall have effect notwithstanding anything to the contrary contained in any other law or in any custom, usage, contract or instrument.

2. Any law or custom of usage having the force of law immediately before the commencement of this Act shall cease to have effect with respect to any matter for which provision is made in this Act.

3. Any other law in force immediately before the commencement of this Act shall cease to have effect in so far it is inconsistent with any of the provisions of this Act.

4. No owner shall have the right to terminate the cultivation of his land by a cultivator except in execution of an order made by the prescribed authority.

5. The prescribed authority shall not make an order for termination of the cultivation by a cultivator except on one or more of the following grounds and on no other ground, namely:—
(a) the cultivator has, without any reasonable cause, failed to cultivate the land or a part of the land exceeding one fourth of the total area of the land in any agricultural year;
(b) the cultivator has failed to pay the rent in cash or in kind or a share or fixed quantity of the produce from the land within the period as stipulated in any contract or in the absence of any contract within a period of two months from the date of harvest of any particular crop;
(c) the cultivator has sublet the land to another person for cultivation;
(d) the owner having no land other than the land which is being cultivated by the cultivator desires to cultivate the land personally; Provided that the owner shall no right to terminate the culture of the land on this ground unless he has given notice of not less than six months of his intention to resume personal cultivation and such notice expires with the beginning of the agricultural year next following.
(e) the cultivator has erected or caused to be erected a residential house or any other permanent structure on the land without the written permission of the owner.

6. The prescribed authority while making an order under sub-section (2) shall also determine the amount which is to be paid by the owner to the cultivator or by the cultivator to the owner as the case may be: Provided that no order under sub-section (2) shall be made except after giving the owner and the cultivator an opportunity of being heard.

7. If any owner terminates or causes to be terminated the cultivation of any land by a cultivator in Contravention of the provisions of this Act, the prescribed authority, shall, on receipt of any application made by or on behalf of the cultivator and the owner an opportunity of being heard and after making Such inquiries as such authority may deem necessary, by order direct-
(a) in case where such land his land has not been cultivated or has been cultivated by the owner or by any person on his behalf other than the Cultivator, that the land be immediately restored to the cultivated and further that forty per cent of any produce of the land shall be forfeited to the State Govern-
ment and the remaining sixty per cent of such produce shall be retained by the cultivator;
3  
(b) in case where such land has been cultivated by a new cultivator engaged by the owner, that the land be restored at the end of the cultivation season to the applicant cultivator and further that the new cultivator shall retain fifty per cent of the produce harvested before restoration and make over the remaining fifty per cent of such produce to the applicant cultivator.

6. For the cultivation of any land, no cultivator shall be required to pay or deliver to the owner and no owner shall be entitled to receive from the cultivator, more than half of the principal produce of the land or the price thereof, as the case may be, as or share or on any other account.

7. (1) If a cultivator -
(a) surrenders his right to cultivate in respect of the land cultivated by him as a cultivator, or
(b) abandons cultivation of such land, the owner of the land shall give information in writing of such surrender or abandonment to the prescribed authority within three months from the date of surrender or abandonment.

(2) on receipt of such information the prescribed authority shall, after giving the cultivator and the owner an opportunity of being heard and making such inquiries as he may deem necessary, by order, determine whether the cultivator voluntarily surrendered or abandoned his right of cultivation in relation to such land.

(3) If the prescribed authority determines that the cultivator had not voluntarily surrendered or abandoned the cultivation of the land which was being cultivated by him as such and that he had been compelled by force or otherwise to surrender or abandon the cultivation of such land, the prescribed authority shall restore to the cultivator the cultivation of the land.

(4) If the cultivator or his heirs are not available or is not willing to be restored to the cultivation of such land, or if the prescribed authority determines that the cultivator had voluntarily surrendered or abandoned such land, the owner may, with the permission of the prescribed authority -
(a) resume personal cultivation of such land, or
(b) have such land cultivated by another cultivator of the locality who is willing to cultivate the land as cultivator.

8. Where a cultivator cultivating any land dies, the cultivation of such land may be continued for the remaining period of that agricultural year by the lawful heirs of the cultivator and if such lawful heir continues the cultivation, he shall have all the rights and be subject to all the liabilities of a cultivator under this Act in respect of such land.

9. (1) If a cultivator fails or omits or neglects to pay the rent in cash or in kind or a share or fixed quantity of the produce payable to the owner, the owner shall be entitled to recover such rent or produce due to him or its value in cash.

(2) If the produce of any land cultivated by cultivator whether before or after it is harvested is taken away by owner forcibly or otherwise, the cultivator shall be entitled to recover from such owner the share or quantity of the produce due to him or its value in cash.

10. Every dispute between a cultivator and the owner in respect of the following matters, namely—

(a) division or delivery of the produce or payment of rent;
(b) recovery of rent, share or fixed quantity of the produce under the provisions of sub-section (1) or sub-section (2) of section 5;
(c) termination of cultivation by the cultivator or the owner;
(d) the type of the house or other structure erected on the land.

Shall be decided by the prescribed authority.

11. Any person aggrieved by an order of the prescribed authority may, within thirty days from the date of such order, prefer an appeal to such officer or authority, as the State Government may, by notification in the Official Gazette, appoint:

Provided that such officer or authority may, if the appellant was prevented by sufficient cause from preferring the appeal, entertain the appeal preferred beyond the said period of thirty days.
12. (1) The procedure to be followed by the prescribed authority or by the office or authority referred to in section 11 shall be such as may be prescribed.

(2) An order made by the prescribed authority or the officer or authority referred to in section 11 shall be executed by the prescribed authority in such manner as may be prescribed.

13. No suit, prosecution or other legal proceedings shall lie against any person for anything which is in good faith done or intended to be done under or in pursuance of the provisions of this Act or rules made thereunder.

14. No order or other proceedings whatsoever under this Act, shall be questioned in any civil court and no civil court shall entertain any suit or proceedings in respect of any matter for which provisions is made in this Act.

15. Notwithstanding anything contained in any other law for the time being in force, all suits and other proceedings including appeals instituted and pending in any court, tribunal or other officer or authority for eviction of any cultivator, after the expiration of the Sikkim Cultivators Protection (Temporary Provisions) Act, 1975: and before the commencement of this Act, shall abate and shall not be maintainable.

16. Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other officer or authority and subject to the provisions of this Act, every cultivator who had been evicted from any land on or after the expiration of the Sikkim Cultivators Protection (Temporary Provisions) Act, 1975 but before the commencement of this Act on any ground shall, on an application made to the prescribed authority within a period of three months from the commencement of this Act, be entitled to be restored to the possession of such land and to hold it with all the and subject to all the liabilities of a cultivator under the provisions of this Act:

Provided that any application received after the period of three months aforesaid, may be received after the said period if the prescribed authority is satisfied that the applicant had sufficient cause for not making the application within the said period of three months.

17. (1) The State Government may make rules for carrying out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing provisions, such rules may provide for all or any of the following matters, namely:

(a) the period within which the cultivator shall pay or deliver to the owner, the rent, or share or fixed quantity of the product to which the owner is entitled under this Act;

(b) the procedure to be followed by the prescribed authority or the other officer or authority referred to in section 12;

(c) the manner in which the final order by the prescribed authority or other officer or authority shall be executed;

(d) any other matter which is necessary for proper implements enforcement or enforcement of this Act.

B R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.
F. No. 16 (193) LD/84.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK.

Notification No. 6/LD/85
Dated the 29th June, 1985.

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—


(Act No. 6 of 1985)
AN ACT

to amend the Sikkim Co-operative Societies Act, 1978.
be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:—

1. (1) This Act may be called the Sikkim Co-operative Societies (Amendment) Act, 1985.
(2) It shall be deemed to have come into force on the 1st day of July, 1978.

2. In the Sikkim Co-operative Societies Act, 1978, in section 38, in sub-section (1), after the word "nominate" and before the word "members", the words "Chairman and" shall be inserted.

B. R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 16 (25) LD/78.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK.

Notification No.7/LD/198     Dated the 29th June, 1985.

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—


(Act No. 7 of 1985)

AN ACT

To make provisions for the maintenance of certain essential services and the normal life of the community.

WHEREAS it is expedient to make provisions for the maintenance of certain essential services and the normal life of the community.

Be it enacted in the Thirty-sixth Year of the Republic of India by the Legislative Assembly of Sikkim as follows:—

1. (1) This Act may be called the Sikkim Essential Services Maintenance Act, 1985.

2. In this Act, unless the context otherwise requires, —

(a) any service connected with the supply of water;
(b) any service connected with any department of the State Government or any local Authority relating to procurement, storage, distribution and supply of food and other essential commodities;
(c) any service connected with the supply of electricity;
(d) any service connected with the medical aid, treatment or administration of hospitals and dispensaries and other similar establishments or institutions:
(e) any service connected with any department of the Slate Government or any local authority or other organization or institution relating to fire service, extinguishment or control of fire or conservancy or drainage or sanitation;

(f) any transport service for the carriage of passengers or goods;

(g) any service connected with the loading, unloading or storage of goods;

(h) any other service which the State Government, being of opinion that strikes therein would prejudicially affect the maintenance of any public utility service, the public safety or the maintenance of supplies and services necessary for the life of the community or would result in the infliction of grave hardship on the community may, by notification in the Official Gazette, declare to be an essential service for the purpose of this Act;

(2) "Strike" means the cessation of work by persons employed in any essential service acting in combination or a concerted refusal or a refusal under a common understanding of any number of persons who are or have been so employed to continue to work or to accept employment, and includes-

(a) refusal to work overtime where such work is necessary for the maintenance of any essential service;

(b) any other conduct which is likely to result in, or results in, cessation or substantial retardation of work in any essential service.

3. (1) If the State Government is satisfied that in the public interest it is necessary or expedient so to do, it may, by general or special order, prohibit strikes in any essential service specified in the order.

(2) An order made under sub-section (1) shall be published in the Official Gazette or in such manner as the State Government considers best calculated to bring it to the notice of the persons to be effected by the order.

(3) An order made under sub-section (1) shall be in force for six months only, but the State Government may, by a like order, extend it for any period not exceeding six months if it is satisfied that in the public interest it is necessary or expedient so to do.

(4) Upon the issue of an order under sub-section (1),-

(a) no person employed in any essential service to which the order relates shall go or remain on strike;

(b) any strike declared or commenced, whether before or after the issue of the order, by persons employed in any such service shall be illegal.

4. Any person,-

(a) who commences a strike which is illegal under this Act or goes or remains on, or otherwise takes part in, any such strike, or

(b) who instigates or incites other persons to take part in or otherwise acts in furtherance of a strike which is illegal under this Act, or

(c) who knowingly expends or supplies any money in furtherance or support of a strike which is illegal under this Act, or

(d) who by the use of force or show of force or otherwise, prevents any other person employed in any essential service, specified in the order issued under sub-section (1) of section 3, from performing his duties under such employment,

shall be punishable with imprisonment for a term which may extend to one year or with fine which may extend to one thousand rupees, or with both.

5. Any offence under this Act shall be cognizable and non-bailable.
6. The provisions of this Act and of any order issued thereunder shall have effect notwithstanding anything inconsistent therewith in any other law for the time being in force.

7. (1) The Sikkim Essential Services Maintenance Ordinance, 1985 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the ordinance so repealed, shall be deemed to have been done or taken under the corresponding provisions of this Act.

B. R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 16(40) LD/77.
The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—

THE SIKKIM APPROPRIATION ACT, 1985

(ACT NO. 8 OF 1985)

AN ACT

To authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Sikkim for the services of the Financial Year 1985-86.

BE it enacted by the Legislature of the State of Sikkim in the Thirty-sixth Year of the Republic of India as follows:—

1. This Act may be called the Sikkim Appropriation Act, 1985.

From and out of the Consolidated Fund of the State of Sikkim there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate (inclusive of the sums specified in column 3 of the Schedule to the Sikkim Appropriation (Vote on Account) Act, 1985) to the sum of one hundred and seven crores, ninety three lakhs and eighty four thousand rupees towards defraying the several charges which will come in course for payment during the Financial Year 1985-86 in respect of services specified in column 2 of the Schedule.

The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Sikkim by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.
<table>
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R.B. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.
F. No. 16 (82) LD/79.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM

LAW DEPARTMENT

GANGTOK

Notification No. 9/LD/198

GANGTOK

Dated the 29th June, 1985.

The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—


( ACT NO. 9 OF 1985 )

AN ACT


Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows : -

1. (1) This Act may be called the Sikkim Nationalised Transport (Prevention of ticketless Travel and Miscellaneous Provisions) Amendment Act, 1985. Short title and commencement.

(2) It shall come into force at once.


In section 2, in sub-section (14), for the word "goods" the words "suitcase, trunk or other baggage" shall be substituted.

Amendment of section 2.

3. In the principal Act, in section 9, after sub-section (2), the following sub-section shall be inserted, namely:—

"(3) Sikkim Transport or any officer authorised to inspect a transport vehicle carrying goods shall be entitled to collect the excess charge and actual fare as specified in sub-section (2) on the spot and at the time of inspection. The goods are liable to be detained till the payment of the excess charge and such other charges to be levied by the Sikkim Transport."

Amendment of section 9.

4. In the principal Act, for sub-section (2), the following sub-section shall be substituted, namely:—

"(2) The excess charge referred to in sub-section (1) shall be the actual fare for the distance referred to in that sub-section or a sum of rupees twenty, whichever is more. The excess charge shall be payable to the inspecting employee at the spot of inspection along with the actual fare.

Amendment of section 10.
Explaination. - Where there is any doubt at the stage from which he started for purposes of calculating the excess charge, the fare from the stage from which the transport vehicle originally started for from the place, if any, where the tickets are last examined to the place where he was detected to be traveling without tickets shall be deemed to be the distance which he has traveled.

5. In the principal Act, in section 11, to sub-section (2), the following Explanation shall be added, namely: -

"Explanations. - The words "ticket and fare" in this section mean and include luggage, tickets, consignment note, fare or luggage charges respectively."

B. R. PRADHAN,

Secretary to the Govt. of Sikkim
Law Department.

F. No. 16 (137) LD/81.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK.


The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—


(Act No. 10 of 1985)

An ACT
to repeal the Sikkim Bazar Committees Act, 1969 and the Gangtok Municipal Corporation Act, 1975 and to provide for transfer of duties, functions and powers, and for certain matters incidental thereto;

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:-

1. (1) This Act may be called the Sikkim (Repeal and Miscellaneous Provisions) Act, 1985. Short title and commencement.

(2) It shall come into force at once.

2. In this Act, unless the context otherwise requires,—

(a) "appointed day" means the date on which this Act comes into force;
(b) "Committee" means the Bazar Committee constituted under section 5 of the Sikkim Bazar Committees Act, 1969;
(c) "Corporation" means the Gangtok Municipal Corporation constituted under section 3 of the Gangtok Municipal Corporation Act, 1975.
(d) "State Government" means the Government of the State of Sikkim or any Department of the Government of Sikkim or any person or persons authorised in this behalf by a notification by the State Government.
(e) "Regular Employee" means an employee whose services have been regularised as per rules in force.

3. On the appointed day, the Sikkim Bazar Committees Act, 1969 and the Gangtok Municipal Corporation Act, 1975 shall stand repealed, and the Committee and the Corporation shall stand dissolved.

4. On the dissolution of the Committee and the Corporation -

(a) functions, powers and duties of the Committee and the Corporation shall stand transferred to and vested in the State Government in the Local Self-Government and Housing Department;
(b) all moneys and other property of whatever kind (including the fund of the Committee and the Corporation) owned by or vested in the Committee and the Corporation, immediately before the appointed day shall, on the appointed day, stand transferred to and vest in the State Government in the Local Self Government and Housing Department;

(c) subject to the provisions of clause (d), any suit, appeal or other proceeding of whatever nature pending immediately before the appointed day before any Court or any other authority or the Tribunal constituted under section 49F of the Gangtok Municipal Corporation Act, 1975 in which the Committee or the Corporation, as the case may be, is a party shall, on the appointed day, continue;

(d) all liabilities and obligations of the Committee or the Corporation, as the case may be, of whatever kind is subsisting immediately before the appointed day, shall, on and from the appointed day, be deemed to be the liabilities or obligations, as the case may be, of the State Government in the Local Self Government and Housing Department and any proceeding or cause of action pending or existing immediately before the appointed day by or against the Committee or the Corporation in relations to such liability or obligation may, as from the appointed day, be continued and enforced by or against the State Government in the Local Self Government and Housing Department.

(1) Every regular employee in the Corporation shall become, on and from the appointed day or such later date, as the case may be, an employee of the State Government and shall hold office or service under the State Government with the same rights and privileges as to pension, gratuity and other matters as would have been admissible to him and shall continue to do so unless and until his employment under the State Government is duly terminated or until his remuneration and other conditions of service are duly altered by the State Government.

(2) In respect of other categories of employees the State Government shall have the right to determine the continuance of their service and appoint them on such terms and conditions as may be specified.

(3) Notwithstanding anything contained in the Industrial Disputes Act, 1947, or in any other law for the time being in force, the transfer of services of any officer or other person employed in the Corporation to the State Government shall not entitle such officer or other employees to any compensation under this Act or under any law for the time being in force and such claim shall be entertained by any court or other authority.

(4) Where, under the terms of any contract of service or otherwise, person, whose services become transferred to the State Government by reason of the provisions of this Act, such person shall be entitled to any arrears of salary or wages or any other payment, not being payment by of gratuity or pension and such payment shall be made from the budget provision of the concerned Department.

(5) Anything or any action, which ought to have been done or taken by the Corporation before the appointed day with respect to the termination service of its employees or with respect to any matter in relation the or arising therefrom, but not so done or taken by the Corporation, on and from the appointed day, be done or taken by the State Government.

On and from the appointed day, any reference to Committee or Corporation any law (other than this Act) or in any contract or other instrument shall, ex as otherwise provided in any general or special order made by the State Government be deemed to be a reference to the Local Self Government and Housing Department.

The Government may, impose the following rates, taxes and fees or any of them:

(a) a rate on holdings situated within the limit of the Gangtok town assessed on the annual value including different rates for different grades of valuation;

(b) a conservancy rate on the annual value of holdings;

(c) a water rate as per the consumption;
(d) a tax on trade, profession or calling;
(e) any other tax, rate or fee which the Government may deem necessary.

Explanation - The annual value of holding shall be gross annual rental to which the holding may reasonably be expected to let after deducting, the maintenance not exceeding ten per cent.


(2) In particular, and without prejudice to the generality of the foregoing power, such rules may-

(a) provide for assessment and recovery of any tax, rate and fee;
(b) prescribe for qualifications of and the procedure to be followed by an assessor;
(c) prescribe the procedure to be followed by an assessor;
(d) prescribe the form of notice of demand and for fixing the fees payable in connection with distress;
(e) prescribe for condition and limitation under which, the form in which, a trade licence may be granted, the amount of licence fees, manner of payment thereon and the cancellation, revocation or suspension of trade licence;
(f) provide for the removal of sewerage, rubbish and offensive matters from all public latrines, urinals and drains and making necessary arrangements for their proper cleansing and disinfection;
(g) provide for prohibition of certain offensive and dangerous trades without licence and regulating places used for such trade;
(h) provide for licensing for keeping cattle, horses, ponies and birds;
(i) provide for the removal of sewerage, rubbish and offensive matters from all public latrines, urinals and drains and making necessary arrangements for their proper cleansing and disinfection;
(j) provide for prohibiting the granting of licences for holding fairs and melas and fixing the fees in respect thereof;
(k) provide for power to open or maintain markets, stockyards and such stalls, shops, sheds and other buildings or conveniences for the use of persons carrying on trade or business, regulate the use of such places, charge rents, tolls and fees in respect thereof and close such markets, stockyards, stalls, shops, sheds and other buildings;
(l) provide for the prevention of the spread of any dangerous disease by the carrying on of any business, trade or occupation;
(m) provide for the regulation of the trade in second hand clothing, beddings or similar article and the requiring of such clothing, beddings and article to be disinfected before its sale or exposure for sale;
(n) provide for disposal of any refuse, waste matter or other matter or thing which has been contaminating with or exposed to infection;
(o) provide for the prohibition or regulation of advertisement in market, public street or parks;
(p) provide for the regulation of burial and burning grounds and other places for the disposal of corpses or carcasses;
(q) provide for construction and maintenance of dharamsalas, sarais or rest houses;
(r) provide for improvement and reclamation of planning, surveying and control of extension of town or bazar;
(s) provide for construction, maintenance, repair, improvement and cleansing and watering of roads, drains, gardens, tanks, wells and channels within a town or bazar area;
(t) power for construction and maintenance of public libraries, reading rooms, gymnasium or any other institutions for the diffusion of mental or physical culture or technical instruction;
(u) provide for inspection by officer or staff of the Department;
(v) provide for manner and the period in which appeal shall be preferred to the appellate authority to be appointed by the State Government;
(w) provide for in general for securing cleanliness, safety, order and good
Government and other works of public utility calculated to promote
health, comfort or convenience of the inhabitants.

(3) In making any rule under this section the State Government may provide that a
breach of any rule, order or direction issued thereunder shall be punishable with fine which
may extend to five thousand rupees.

(4) Every rule made by the State Government under this Act shall be laid, as soon as
may be, after it is made, before the Legislative Assembly while it is in session for a total
period of fourteen days which may be comprised in one session or in two or more
successive session, and if, before the expiry of the session immediately following the
session or the successive session, the House resolve to make any modification in the rules
or resolves that such rules shall not have effect, the rules shall thereafter have effect only in
such modified form or be of no effect, as the case may be, so, however, that any such
modification or annulment shall be without prejudice to the validity of anything previously
done under that rule.

9. Notwithstanding anything contained in the law relating to Criminal Procedure for
the time being in force, all offences against any rule or order or direction issued thereunder
shall be cognizable and bailable.

10. Notwithstanding anything contained in the law relating to the Criminal Proce-
dure for the time being in force, it shall be lawful for a Magistrate of the first Class to any
sentence authorised by this Act in excess of his power.

11. Every order passed or direction issued by the State Government or order p or notice
issued by any officer authorised under this Act shall be final and shall questioned in any
suit or other legal proceeding.

12. The existing rules governing the subjects enumerated in section 8 and other
dealing with bazars shall continue till they are varied, altered or amended under
section 8 of the Act.

B- R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.
F. No. 16 (152) LD/82.

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK


The following Act of the Sikkim Legislative Assembly having received the assent of the Governor on the 28th day of June, 1985, is hereby published for general information:—

THE SIKKIM ALLOTMENT OF HOUSE SITES AND CONSTRUCTION OF BUILDING (REGULATION AND CONTROL) ACT, 1985

(Act No. 11 of 1985)

AN ACT

to provide for the allotment of house sites, regulation of construction, alteration and repair of buildings in Sikkim and for matters connected therewith.

Whereas house sites have been allotted without consulting the Sikkim Public Works Department and other concerned Departments;

Whereas such allotment of sites have resulted in encroachment of septic tanks, water supply tanks, land within compound of Government quarters, within the notified green belt and affecting and likely to cause land slide during monsoon; and

Whereas it is expedient to bring about on equitable and proper distribution of house sites and promote planned, organised and systematic growth of towns and bazars in the State of Sikkim and matters connected herewith.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:-

CHAPTER I

1. (1) This Act may be called the Sikkim Allotment of House Sites and Construction of Building (Regulation and Control) Act, 1985. Short title, extent and commencement.

(2) It shall extend to the whole of Sikkim.

(3) It shall come into force at once.

Definitions.

2. In this Act, unless the context otherwise requires:-

(a) “allotment” means allotment of sites for construction of building for the Purpose of residence, commerce, residential-cum-commercial or any other trade or industry;
“building” includes a house, out-house, stable, privy, urinal, shed, hut, wall (other than a boundary wall, not exceeding ten feet in height) and any other such structure, whether of masonry, bricks, wood, mud, metal or any other material whatsoever, and includes any temporary shed erected on ceremonial or festive occasions;

“family” means father, mother and their minor children and includes major children living jointly with the parents.

“Government” means the Government of Sikkim in the Local Self Government and Housing Department and includes such other officers of the said Department and of any other Department as may be authorised by the Government for carrying out the purposes of this Act;

“notified area” means any area notified for purposes of Chapters II and III of this Act;

“notified green belt” means the green belt area notified by the Government vide notification No. 6/LSGHD dated the 10th April, 1982 and includes such other area, which may be so declared by the Government, by notification, from time to time;

“person” means any individual and includes any member of the family, any society or association of persons, whether incorporated or not, and all legal and juristic persons;

“prescribed” means prescribed by rules made under this Act;

“salami” means the amount payable by a person for allotment of a site under the provisions of this Act but does not include ground rent or other rates, taxes or fees payable under this Act or any other law in force in this State.

CHAPTER II

3. (1) The Government shall, from time to time) by notification, declare any area as a notified area for the purposes of this Act.

(2) The Government shall, within six months but not later than one year from the date of commencement of this Act, prepare a plan indicating the area-
   (i) for residential purposes;
   (ii) for commercial purposes;
   (iii) for residential-cum-commercial purposes;
   (iv) for industrial purposes;
   (v) for public and semi-public open places, parks, play grounds and Community Hall.

(3) The Government shall indicate and specify sites for residential, commercial and industrial purposes.

(4) The Government shall publish within fifteen days from the preparation of such plan with detail as mentioned in sub-section (2), by notification, and in such other manner as may be specified in this behalf.

(1) The Government may allot sites on application made by any person in such form and in such manner as may be prescribed.

(2) An allottee shall pay such salami as may be notified by the Government, from time to time.

(3) The Government shall, by notification, fix different rates of salami for purposes of allotment on the basis or the area, user and location.

5. (1) All allotments in which the registration whether complete or not and those falling under the notified green belt shall stand cancelled.
   Explanation:-
   Allotments for purpose of sub-section (1) mean allotments of house sites on which construction is not completed.

(2) The salami paid by the allottee shall be refunded within one month from the date of commencement of this Act.

(3) Subject to section 6 such of the allottees whose sites have been cancelled under sub-section (1) shall be given preference for allotment of sites in notified area as notified under sub-section (3) of section 3 if an application is made to that effect.
The sites allotted under this Act may be cancelled on grounds of fraud, misrepresentation of facts or bona fide mistake:
Provided that no order of cancellation shall be made unless the person concerned has been given an opportunity of making representation.

CHAPTER – III

6. The Government shall not allot more than one site to one family in the state.

7. (1) No construction shall be undertaken in any notified area without obtaining the prior permission of the Government.
(2) The Government shall make regulations regulating the construction of building in any notified area.
(3) While granting permission for construction of buildings, the Government shall give due consideration to the cultural and traditional values of the people of Sikkim.
(4) All permissions for the construction of the buildings which are obtained prior to the commencement of this Act shall stand cancelled.

8. The Government may demolish any construction or building which have been commenced, continued or completed in contravention of the provision of the Act or the regulations made thereunder.

9. (1) If at any time it appears to the State Government that any structure in any notified area (including under this expression any building, wall or other structure and anything affixed to or projecting from any building, wall or other structure) is found unsafe for human habitation or in any way dangerous to any person occupying, resorting to or passing by such structure or any other structures or place in the neighborhood thereof, the State Government may, by a written notice of not less than seven days, require the owner or occupier---
(a) to demolish or to repair such structure in such manner as may be specified in the notice, or
(b) to repair, protect or enclose such structure in such manner as may be specified in the notice.
(2) Where it appears to the State Government that immediate action is necessary for the purpose of preventing imminent danger to any person or property, it shall be the duty of the State Government itself to take such immediate action; and in such case it shall not be necessary for the State Government to give notice, if it appears to it that the object of taking immediate action shall be defeated by the delay incurred in giving notice.
(3) Where any owner or occupier fails to comply with the notice served upon him, the State Government may demolish or remove such structure or fixture under sub-section (1) or sub-section (2) and recover the expenses of such demolition or removal from the owner or occupier, as the case may be.

10. If, upon considering the facts and circumstances of a case, the Government is satisfied that any building already constructed before the commencement of this Act in contravention of the existing laws, rules, notifications, orders or direction and does not fall under the notified green belt, it may pass order for regularisation of such construction on payment of such fees as may be fixed by the Government by notification in this behalf.

CHAPTER -IV

11. Without prejudice to any other actions to be taken under the provisions of this Act, any person who contravenes the provisions the provision of this Act or rules, regulations, notifications, orders or directions issued thereunder, shall be punishable with a simple imprisonment not less than six months or with a fine not less than rupees five hundred or with both.
12. All offences under this Act or rules or regulations made thereunder shall be Cognizable and shall be triable by a Judicial Magistrate of First Class.

13. All complaints shall be filed by an Officer not below the rank of an Under Secretary to the Government after obtaining the approval of the Government.

14. All complaints shall be filed within one year from the date of an offence.

15. No action, civil or criminal shall lie against any officer of the Government for anything which is in good faith done or intended to be done in pursuance of this Act or rules or regulations made thereunder.

16. The State Government may, by notification, in the Official Gazette, make rules to carry out the purposes of this Act.

17. The State Government may, by notification, in the Official Gazette make regulations regulating constructions of buildings and all other connected matters.

18. All bye-laws, rules, regulations and notifications in force concerning constructions of buildings shall continue to be in force as though they are regulations made under this Act till they are altered, amended or varied.

B. R. PRADHAN,
Secretary to the Govt. of Sikkim,
Law Department.

F. No. 16 (205) LD/85.
GOVERNMENT OF SIKKIM
OF THE CONTROLLER OF WEIGHTS AND MEASURES
FOOD & CIVIL SUPPLIES DEPARTMENT.

Ministry of Food & Civil Supplies, Department of Civil Supplies Notification No. G.S.R. 458(E)
New Delhi 25 May 1985 published in the Gazette of India, Extraordinary Part II section 3, Sub-section (i) is republished for general information.

NOTIFICATION


G.S.R. 45(E): In exercise of the powers conferred by section 83 of the Standard of Weights and Measure Act, 1976 (60 of 1976), the Central Government hereby makes the following rules further to amend the Standards of Weights and Measures (Packaged Commodities) Rules, 1977, Namely:—

1. (1) These rules may called the Standards of Weights & Measures (Packaged Commodities) second Amendment Rules, 1985.
   (2) They shall come into force on the date of their publication in the official Gazette.

2. In the standards of Weights & Measures (Packaged Commodities) Rules, 1977, in Rule 6—
   (1) for sub-rule (2), the following shall be substituted, namely :—
   “(2) Every dealer or other person who makes a retail Sale of any commodity in Packaged from shall, where local taxes have to be added to the price indicated on such package by the manufacturer, indicate such actual local taxes on each Package, either by printing or stamping or writing in ink.”;
   (ii) Sub-rule (3) shall be omitted.

F. No: WM-10(27)/85

Sd/- (B.K. Sinha)
Joint Secretary.

Sd/- G. P. PRADHAN,
Controller of Weights and Measures
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
FOOD & CIVIL SUPPLIES DEPARTMENT
OFFICE OF THE CONTROLLER OF WEIGHTS & MEASURES
GANGTOK.

No. 119   Gangtok, Tuesday, July 9, 1985.

GOVERNMENT OF SIKKIM
FOOD & CIVIL SUPPLIES DEPARTMENT
OFFICE OF THE CONTROLLER OF WEIGHTS & MEASURES
GANGTOK.

No. 6(106)/82-83/WM/FCSadvance

NOTICE TO TRADERS OF PACKAGED COMMODITIES

It is hereby notified for general information of the dealers in packaged commodities to indicate on each package, either by printing or stamping or writing in ink the incidence of local taxes (such as sale Tax, Central Sales Tax, Octroi etc.) on each and every package which carries a price marking exclusive of local taxes.

Failing to comply the above order will be liable to be taken action as per the provision of the Sikkim Weights and Measures Act, 1980.

Further, the consumers in general are also requested to inform the office of the undersigned, if they found any dealers violating the standing rules.

Sd/- G. P. PRADHAN,
Controller of Weights & Measures
Food & Civil Supplies Department,
Government of Sikkim, Gangtok.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

Notification No. SLAS/85-86/247/EC/15
Dated Gangtok, the 6th July, 1985.

NOTIFICATION

In modification of Notification No. SLAS/85-86/247/EC/388 dated 21st March, 1985 Shri Bal Chand Sarda, Member of the Sikkim Legislative has been elected as the Member of the Estimates Committee with effect from 28th June, 1985 vice Shri Ongdi Bhutia, Member of the Sikkim Legislative Assembly who has ceased to be the member of the Estimates Committee on being appointed as Chairman of Sikkim Co-operative Society.

T.P. SHARMA,
Secretary.
Sikkim Legislative Assembly Secretariat.
NOTIFICATION

In modification of Notification No. SLAS/85-86/247/PAC/387 dated 21st March, 1985 Shri Birkhaman Ramudamu, Member of the Sikkim Legislative Assembly has ceased to be the Member of the Public Accounts Committee on being appointed as the Chairman of the Sikkim Industrial Development and Investment Corporation with effect from 23rd March, 1985.

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.
GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK


NOTIFICATION

In exercise of the powers conferred by sub-section (1) of section 492 of the Code of Criminal Procedure, 1898, the State Government hereby appoints Shri B.C. Sharma, Assistant Government Advocate, as a Public Prosecutor, with immediate effect.

By Order,

T. P. GHIMIRAY,
Joint Secretary, Litigation.
F. No. 21(13)/LD/LIT/84.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Election Commission of India's Notification No. 56/84-XIII dated 17th June, 1985, is hereby republished for general information.

ELECTION COMMISSION OF INDIA

Nirvachan Sadan,
Ashok Road,
New Delhi-I.
Jyaistha 27, 1907 (Saka).

NOTIFICATION

S.O.—In pursuance of clause (d) of sub-paragraph (1) and sub-paragraph (2) of paragraph 17 and paragraph 18 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission hereby makes the following further amendments in its notification No. 56/84-I, dated the 13th November, 1984, published in the Gazette of India, Extraordinary, Part II, section 3(iii), on 16th November, 1984, namely:—

In TABLE 4 appended to the said notification,

(1) against item No. 8. Karnataka, under Column 2, the entries from 40 to 298, inserted by notification No. 56/84-XII, dated the 22nd February, 1985; and

(2) against item No. 19. Tamil Nadu, under column 2, the entries from 26 to 99, inserted by item (2) of notification No. 56/84-V, dated 3rd December, 1984,
Shall be deleted.

By Order,
Sd/- R. P. BHALLA,
Secretary, to the Election Commission of India.

P. N. TAMANG,
Assistant Electoral Officer,
Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
(TO BE PUBLISHED IN THE GAZETTE OF INDIA, PART II SECTION 3, SUB SECTION (ii))

GOVERNMENT OF INDIA
MINISTRY OF INFORMATION & BROADCASTING

New Delhi dated the 19th June, 1985.
Dated the 8th July, 1985.

S.O. In exercise of the powers vested under the provisions of Rule 14(b) of the Regulation relating to the working of the Films Advisory Board, the Central Government hereby approves films specified in column 2 of the schedule annexed hereto in all its/their languages versions to be of the description specified against it/each in column 6 of the said schedule.

**SCHEDULE**

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(File No. 3157/85-FP)
Sd/-SUKUMAR MANDAL
Desk Officer

By Order

P.D. TASHI
Joint Secretary I.P.R.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK


The following order of the Governor of Sikkim dated 7th July, 1985 is published for general information:

“No. SKM/GOV/176/85— In exercise of the powers conferred by Article 174 (2) (a) of the Constitution, I, Bhishma Narain Singh, Governor of Sikkim, hereby prorogue the Sikkim Legislative Assembly which was summoned to meet on Monday, 24th June 1985.

BHISHMA NARAIN SINGH
GOVERNOR OF SIKKIM”

By Order,

T. P. SHARMA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In supersession of all notifications on the subject and in exercise of the powers conferred by clause (VI) of Section 2 of the Prevention of Food Adulteration Act, 1954 (37 of 1954), the State Government hereby appoints with immediate effect Dr. L. Tenzing, Director of Health Services as Food (Health) Authority for the whole of the State of Sikkim for the purposes of the said Act.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK

NOTIFICATION


In supersession of all notifications on the subject and in exercise of the powers conferred by Clause (VIII) of section 2 of the Prevention of Food Adulteration Act, 1954 (37 of 1944), the State Government hereby appoints with immediate effect Dr. T. R. Gyatso, Joint Director, Administration and Planning, Department of Health and Family Welfare, as Local (Health) Authority for the whole of the State of Sikkim for the purposes of the said Act.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK


In exercise of the powers conferred by Sub-rule (2) of rule 50 of the Prevention of Food Adulteration Rules, 1955 the State Government hereby appoints Dr. T. R. Gyatso, Joint Director in the Department of Health and Family Welfare, as the Licensing Authority for the whole of the state of Sikkim for the purpose of the said Rules.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.

In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (2) of rule 50 of the Drugs and Cosmetics Rule, 1945, the State Government hereby appoint the Director of Health Services as the Drug Controller for the purpose of the said rules.

Sd/- J.K. THAPA,
Secretary to the Govt. of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK


In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (1) of rule 59 of the Drugs and Cosmetics Rules, 1945 the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of part VI of the said rules for the whole of Sikkim.

Sd/- J.K. THAPA,
Secretary to the Govt. of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (1) of rule 67-A of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VI-A of the said rules for the whole of Sikkim.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK


In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (I) of rule 69 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VII of the said rules.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK


In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (I) of rule 85-B of the Drugs and Cosmetics Rules 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VII-A of the said rules.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.
DEPARTMENT OF HEALTH & FAMILY WELFARE
GOVERNMENT OF SIKKIM
GANGTOK


In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (I) of rule 90 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part VIII of the said rules.

Sd/- J. K. THAPA,
Secretary to the Govt. of Sikkim.

In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (1) of rule 138 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part XIV of the said rules.

(Sd)/ J. K. THAPA.
Secretary to the Govt. of Sikkim.
In supersession of all notifications on the subject and in exercise of the powers conferred by sub-rule (I) of rule 152 of the Drugs and Cosmetics Rules, 1945, the State Government hereby appoints the Joint Director (Administration and Planning) as the Licensing Authority for the purpose of Part XVI of the said rules for the whole of Sikkim.

Sd/-  J. K. THAPA,
Secretary to the Govt. of Sikkim.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 51(7) Home/81       Dated the 23rd July, 1985.

NOTIFICATION

In continuation of Notification No. 51(7) Home/81/992/84 [dated 10th November 1984 the Land Use & Environment Board is reconstituted as Under:—

1. Chairman : Shri J. B. Pradhan.

2. Member (Official) representing the State Government,
   i. Secretary, Planning
   ii. Chief Conservator of Forests cum Secy, Forests.
   iii. Director-cum-Secretary, Agriculture,
   iv. Secretary, Rural Development Department,
   v. Chief Engineer cum Secretary, Irrigation,

3. Members from amongst members of the Local Authorities functioning within the State.
   i. Panchyat Member : Shri Rupraj Rai, President, Namchebong-Panchyat Block (EAST).
   ii. Panchyat Member : Shri Kuldip Gurung, President, 42-Dodak-Buriakhop Panchyat Block (WEST).
   iii. Panchyat Member : Shri Tasa Tengay Lepcha, President, 10-Chungthang Panchyat Block (North).
   iv. Panchyat Member : Shri Ram Prasad Dhakal, President, Lingi-Payong, Panchyat Block (SOUTH).

4. Members (Non-official) representing interest of Agriculture, Fisheries or Industries or Trade or Labour or any other interest,
   i. Shri N. Tshering, Arithang,
   ii Shri D.M. Pradhan, Development Area,

5. Members representing the companies or Corporation owned, controlled or managed by the State Government.
   i. Secretary, Industries to represent the Govt. Industries.

6. Member Secretary
   Director, Land Use & Environment Directorate.
To make the Board more representatives, the following officials will be permanent invites to take part in the delib-ration of the Board.

i. Secretary, Land Revenue Department.
ii. Secretary, Local Self Government.
iii. Chief Engineer cum-Secretary, Roads & Bridges.
iv. Chief Engineer cum-Secretary, Building & Water Supply.
v. Chief Engineer cum-Secretary, Power Department.
vi. Director, Animal Husbandry Department.
vii. Joint Director, Indian Council of Agricultural Research, Tadong, Gangtok.
viii. Dr. J.T. Gergan, Geologist, Mines & Geology Department,
ix. Representative of Botanical Survey of India, Gangtok, Sikkim Branch.

The members shall hold the office for a period of three years.

By Order,

M. M. RASAILY,
Home Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In exercise of powers conferred by sub-section (1) of section 21 of the Sikkim Panchayat act 1982 and sub-section (1) (2) (3) of section 5 of Sikkim Panchayat (election of Sabhapati, Uspahapati etc) Rules 1983, Shri Namgye Bhutia is hereby elected to fill up the vacant seat caused by the resignation of Shri Nima Kazi, Sabhapati of 13 Ramthang-Rongong Gram Panchayat, North District, from Sabhapati as well as from Sadasya of above said Gram Panchayat w.e.f. 1.4.85.

PK. PRADHAN, I.A.S.
Director, Sikkim Panchayat Election,
Secretary Rural Development Department.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Notification No. 31/H
Dated Gangtok the 24th July, 1985.

Election Commission of India's Notification No. 56/84-XIV dated the 1st July, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA
New Delhi-110001
Asadha 10, 1907 (S).

NOTIFICATION
S.O.-- Whereas the Election Commission is satisfied that as a result of its poll performance at the general election to the House of the People from the Union Territory of Goa, Daman & Die and the Legislative Assembly of the said Union Territory, held in December, 1984, the Goa Congress is entitled for registration and recognition as a State Party in the Union Territory of Goa, Daman & Diu in terms of Paragraph 3 and 6 of the Election Symbols (Reservation and Allotment) Order, 1968;
And whereas the Commission has decided to recognise the Goa Congress as a State Party in the above Union Territory, and reserve the election symbol 'Two leaves' for the said party in that Union Territory;
Now, therefore, in pursuance of clause (b) and (d) of sub-paragraph (1) and sub-paragraph (2) of paragraph 17 of the said Symbols Order, the Election Commission hereby makes the following amendments in its notification No, 56/84-1, dated the 13th November, 1984, published in the Gazette of India, Extraordinary Part II, Section 3(iii) dated the 16th November, 1984, as amended from time to time, namely:

(1) In TABLE 2 of the said notification against the Union Territory of Goa, Daman & Diu specified under column 1 of the Table, for the entry 'Maharashtrawadi Gomantak......Lion', specified in columns 2 and 3, the following entries shall be substituted:—

1. Goa Congress ___Two leaves
2. Maharashtrawadi Gomantak ___Lion

(2) In TABLE 4 of the said notification, against the Union Territory of Goa, Daman & Diu mentioned in Column 1 thereof, the entry "20. Two leaves" specified in column 2 thereof shall be deleted.

The recognition granted to the above party is subject to the following conditions:—

(i) The party shall communicate to the Commission without delay any change in its name, head office, office-bearers, address of office-bearers and political principles, policies, aims and objects and any change in any other material matters;
(ii) The party shall intimate the Commission immediately whenever any amendments are issued to party constitution along with the relevant documents like the notice for the meeting to consider amendments, agenda for the meeting, minutes of meeting where the amendments have been carried, etc.

(iii) The party shall maintain all the records like minutes book, account books, membership registers, receipt books etc properly;

(iv) The said records shall be open for inspection at any time by the authorised representative(s) of the Commission; and

(v) The recognition granted shall be reviewed by the Commission from time to time.

By Order,

[No. 56/84-XIV]

Sd/- R.P.BHALLA,
Secretary, to the Election Commission of India.

H. R. GUPTA,
Deputy Chief Electoral Officer,
Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.

HIGH COURT OF SIKKIM
GANGTOK

No.35/ RULES/HCS.         Dated Gangtok, the 26th July, 1985-

NOTIFICATION

In exercise of the powers conferred by Section 6 of the High Court of Judicature (Jurisdiction and Powers) Proclamation of 1955, as amended by the adaptation of Sikkim Laws (No 1) Order, 1975 and all other Powers enabling it in this behalf, the High Court of Sikkim make the following Rules: —

1.  These Rules may be called the Sikkim High Court (Judicial Business) Third Amendment Rules, 1985.
2.  These Rules will come into force at once.
3.  For Rule 38M the following shall be and shall always be deemed to have been substituted:—
    "Save as mentioned in Rule 38 o, all cases shall, unless the Chief Justice directs otherwise, be heard and disposed of by a Division Bench consisting of not less than two Judges".
4.  In Rule No. 38 o, after entry No. (6), the following shall be substituted:—
    (6) All Civil and Criminal Revisions.
5.  In Rule 38 o, after entry No. (8), the following entry (9), shall be and shall always be deemed to have been added:—
    (9) All suits withdrawn under Article 228 of the Constitution of India.

By Order

AMARJIT CHOPRA,
Registrar,
High Court of Sikkim,
Gangtok.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 37(1) Home/85/232                                           Dated the 27th July, 1985

ORDER

In pursuance of the Order No. 1193/Home/85 dated 18th June, 1985, the Governor of Sikkim is pleased, hereby, to further extend the date of submission of the report on enquiry by Shri R. Shrestha, District Magistrate South District till 14th August, 1985.

By Order,

Sd/- (TSEGYAL TASHI)
Under Secretary,
Home Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No 2(3) Home/Jail/56-85/1559


NOTIFICATION

In exercise of the powers conferred by sub-section (1) of Section 401 of the Criminal Procedure Code, 1898, the Government of Sikkim is pleased to grant remission of sentences to the prisoners in the Sikkim Jail on the occasion of the thirty eighth anniversary of the Independence of India i.e. 15th August, 1985 as mentioned below:

<table>
<thead>
<tr>
<th>Name</th>
<th>Period of remission granted</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shri Chakraman Rai</td>
<td>Remission of one year</td>
</tr>
<tr>
<td>Shri Mingma Sherpa</td>
<td>Remission of 6 months.</td>
</tr>
</tbody>
</table>

M. M. RASAILY,
Home Secretary,
Government of Sikkim.
The Government of Sikkim has been pleased to declare the following roads leading:

(1) towards and upto 'Paljor Stadium' from the bifurcation of 31-A National Highway near Poshtik below S.T.N.M. Hospital at Gangtok as "Paljor Namgyal Stadium Road".

AND

(2) towards and upto P.N. Girls School from the bifurcation of Paljor Namgyal Stadium Road below S.N.T. workshop at Gangtok as "Paljor Namgyal Girls school Road"

By Order,

P. K. PRADHAN, I.A.S
Secretary to the Govt. of Sikkim
Local Self Govt. & Housing, Department,
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT
GOVERNMENT OF SIKKIM

Notification No. 27(202)/85/3/LSGHD. Dated Gangtok, the 6th August, 1985.

The Government of Sikkim has been pleased to declare the road leading toward and upto Tashi Namgyal Higher Secondary School, Gangtok from National Highway 31-A above Community Hall as "JEEWAN THEENG MARG".

By Order,

P. K. PRADHAN, IAS
Secretary to the Govt. of Sikkim
Local Self Govt. & Housing. Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT
GANGTOK

ORDER

In exercise of the powers conferred by sub-section (3) of Section 5 of the Sikkim Cinemas (Regulation) Act, 1978, the State Government hereby directs that every Cinemas Licensee shall exhibit one approved Film on Family Welfare, whenever supplied by the Government of India, free of charge, at the beginning of each show in his theatre,(Such Film being approximately 150 meters in length, and the duration of exhibition of such film does not extend beyond five minutes) on the condition that such film is actually available for exhibition, at the beginning of each show.

By Order,

P. K. PRADHAN, IAS
Secretary to the Govt. of Sikkim
Local Self Govt. & Housing, Department.

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LAND REVENUE DEPARTMENT
GOVERNMENT OF SIKKIM
GANGTOK

Notification No. 1/L.R.
Dated Gangtok, the 3rd August, 1985.

The Governor of Sikkim is pleased to constitute a “State Names Authority” with the following members for the purposes of standardizing the geographical names of the places within the boundary of the State, spell such names correctly in the State languages paying due regard to historical, cultural and other facts.

1. The Hon'ble Minister, L.R. deptt. Chairman
2. The Secretary, L.R. Deptt. Member Secretary
3. The Secretary, Home Deptt. Member
4. The Secretary, Tourism Deptt. Member
5. The Secretary, Culture Deptt. Member
6. The Regional Director, survey of India Member
7. The Sr. Land Record Officer, L.R. Deptt. Member
8. The Deputy Director, Text Book Unit, Education Deptt. Member

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT


NOTIFICATION

In accordance with sub-rule (3) of Rule 4 of the Sikkim State Police Service (Recruitment Rules, 1976 as amended vide Notification No. 75/Gen/Est. dated 17.6.1983, the Government, in consideration of exigencies of the Service, has decided to make recruitment to the posts of Dy. Superintendent of Police in the Sikkim State Police Service from amongst the serving personnel fulfilling the following requirements:

(a) the person must be holding the post of either Sub-Inspector of Police or Inspector of Police for a minimum period of 5 years as on 31.8.85;
(b) he must be a graduate or equivalent from a recognised University;
(c) he must have completed 21 years of age but must not have exceeded 30 years as on 3.-8-85;
(d) height should be 5’5” (without shoes) at the minimum; chest measurement must not be less than 33” (deflated) with a minimum of 35” when inflated;
(e) he should be able to converse in English and in any one of the four State languages viz; Nepali Sikkimese Bhutia, Lepcha and Limbu and must have the knowledge of local customs and traditions.

2. For this purpose, the Government constitutes a Selection Committee consisting of the following;
1. Secretary, Establishment,
2. Secretary, Home,
3. Secretary, Law,

3. The powers and functions of the Selection Committee shall be as follows:
(1) to assess the Annual Confidential Reports of all the eligible candidates fulfilling the requirements laid down in para 1 and to hold a viva-voce test;
(ii) to recommend to the Government a panel of names of candidates on the basis of merit after assessment of Annual Confidential Reports and viva-voce test both combined.

4. The inter-se-seniority of the selected candidates shall be in the same order as they appear in the panel and will be immediately below the existing juniormost Dy. Superintendent of Police.

By Order,

L.B. RAI
Joint Secretary to the Govt. of Sikkim, Establishment Department.
In exercise of the powers delegated vide section 27 of the Registration of Births & Deaths Act 1969 (18 of 1969) the undersigned hereby appoints the Superintendent, S.T.N.M. Hospital, Gangtok to be the Registrar for the Municipal area of Gangtok, in place of the Executive Officer, Gangtok Municipal Corporation.

Dr. L. TENZING,
Director of Health Services &
Chief Registrar of Births & Deaths.
In continuation of the Notice released by this Department in Sikkim Herald in July-August, 1985 inviting application for any non-technical post in Lowest Gazetted grade in the Government of Sikkim, the Scheme and syllabi of the examination are published for general information.

1. The Examination including interview (viva-voce test) will be conducted by a Committee consisting of:
   (i) Establishment Secretary;
   (ii) Home Secretary;
   (iii) Education Secretary.

2. The Examination shall be conducted according to the scheme and syllabi indicated hereinafter.

**A-FIRST PAPER - General Studies-Full Marks 100**
Time 3 hours.

This paper will consist of two parts.

**PART I - FULL MARKS - 60**
Questions will be **CONVENTIONAL TYPE** as well as **OBJECTIVE TYPE** and will cover areas of knowledge of the following subjects and topics. **ONE SUBJECT SHOULD BE SELECTED FROM THE LIST OF 9 OPTIONAL SUBJECTS SET OUT BELOW:-**

<table>
<thead>
<tr>
<th>SUBJECT</th>
<th>TOPICS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. PHYSICS</td>
<td>Force and motion; Wave motion; Nature, Propagation and Velocity of Sound; Concept of space, time and mass in relativity; Electric Energy and power structure of Atom, Radioactivity; Thermionic Valves.</td>
</tr>
<tr>
<td>2. CHEMISTRY</td>
<td>Atom Structure, Radioactivity Water and Hydrogen Peroxide, Chemical bonding, viz: electrovalancy, Co-valancy, Coordinate Co-valancy; Fuels, viz: Water Gas, Producer Gas etc. Metallurgical operation Chemistry in the service of man</td>
</tr>
</tbody>
</table>
2. **BIOLOGY**: Morphology of root, stem, leaf and flower; Cell Biology and Genetics; Adaptation - man and environment; Anatomy and physiology of animal; Anatomy and physiology of plant; Industrial use of micro-organism; Non-communicable diseases.


5. **ACCOUNTANCY**: Accounting for cash, bank and cheques; Measurement of business income; Method of presenting final account; Accounting for bills of exchanges; Accounting for non-profit organisation; Trial Balance; Errors and their rectification.


9. **GEOGRAPHY**: Men's physical environment; Men's interaction with Environment; Utilisation of natural resources; The main feature of Indian Agriculture; Natural resources of India.

**PART II - FULL MARKS - 40**

Questions will be OBJECTIVE TYPE and will cover the following:

1. History of Sikkim.
2. Customs and culture of Sikkim.
3. Geography of Sikkim.
4. General knowledge and current events of national and international importance.

**B - SECOND PAPER : GENERAL ENGLISH - FULL MARKS 100**

**TIME 3 HOURS.**

Question will be CONVENTIONAL TYPE on the following:

1. Comprehension of given passages.
2. Short essay.
3. Usage and vocabulary.
4. Translation into English of given passage in Nepali or Sikkimese Bhutia or Limbu or Lepcha.
C - INTERVIEW (VIVA-VOCE) - 30 MARKS.

3. The Committee will screen the applications received and the decision of the Committee as to the eligibility or otherwise of a candidate for admission to the Examination shall be final.

4. The dated and venue for Written Examination and interview (viva-voce) will be fixed and intimated on behalf of the Committee.

5. No candidate will be admitted to the written examination unless he/she holds a certificate of admission issued on behalf of the Committee.

6. No candidate will be admitted to the examination hall if he/she comes immediately after the prescribed time for commencement of the examination. To facilitate verification of the admission certificate, candidates should appear 30 minutes before the commencement of the examination at the entrance of the hall.

7. Names of candidates will be arranged by the Committee in the order of merit disclosed on the basis of the aggregate marks of written examination and viva-voce test secured by them. The Committee will forward the names of candidates in order of merit to the Government.

8. The number of persons to be included in the panel is entirely within the competence of the Government to decide. No candidate will, therefore, have any claim as a matter of right for inclusion in the panel.

9. The from and manner of communication of the result of the Examination to individual candidate hall be decided by the Committee at its discretion.

10. Success in the Examination confers no right to appointment unless the Government is satisfied after such enquiry as may be considered necessary that the candidate, having due regard to his/her character, antecedents and the medical report is suitable in all respects for appointment. Police Verification Report and the medical report will be treated as confidential.

11. On appointment, the candidate should be prepared to accept posting anywhere in the state of Sikkim.

T. CHHOPHEL,
Secretary to the Govt. of Sikkim,
Establishment Department.

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GOVERNMENT OF SIKKIM
ESTABLISHMENT DEPARTMENT

NOTIFICATION


The State Government of Sikkim is pleased to constitute a Selection Committee consisting of the following to conduct a Competitive Examination and to take such decisions as specified in this Department Notification No. 186/Gen/Est dated 14.8.1985:-

1. Establishment Secretary,
2. Home Secretary,
3. Education Secretary.

By Order,

S.D. PHALONTHARPA,
Under Secretary to the Govt. of Sikkim,
Establishment Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. 26(3) Home/85/151 Dated the 21st August, 1985

NOTIFICATION

It has been decided to constitute a Public Utility Co-ordination Board to Co-ordinate digging of roads by various agencies in the East District to avoid damaging the underground telephone cables, water pipes, electric lines etc.

2. The Public Utility Co-ordination Board shall consist of the following members:-
   i. Home Secretary, Chairman of the Board,
   ii. Chief Engineer, Roads & Bridges - Member
   iii. Chief Engineer, Buildings, & Water Supply - Member
   iv. Secretary, Local Self Government - Member
   v. Chief Engineer, Power - Member
   vi. Chief Conservator Forest - "
   vii. Divisional Engineer, Telegraph, Gangtok
   viii. District Collector, East, who shall function as ex-officio, Secretary of the Board.

3. The Board shall meet immediately on its constitution and thereafter decide its plan of action of the requirement of the frequency of holding meetings of the Board.

By Order,

G. GOPARMA
Deputy Secretary
Home Department.
NOTIFICATION

In exercise of the powers conferred by the proviso to article 309 of the Constitution of India, the Governor is pleased to make the following rules, namely: -

CHAPTER - I

PRELIMINARY

1. Short title and commencement: - (1) These rules may be called the Sikkim Services (Commutation of pension) Rules, 1985.

(2) They shall come into force with effect from the date of their publication in the Official Gazette.

2. APPLICATION: - These rules shall apply to the Government servants under the administrative control of the Government of Sikkim who are entitled to or are in receipt of -

(a) Superannuation pension under rule 2 of Sikkim Government Retirement Benefit Rules, 1974; or

(b) retiring pension under rule 6 of Sikkim Government Retirement Benefit Rules, 1974; or

(c) invalid pension under rule 6A of Sikkim Government Retirement Benefit Rules, 1974:

Provided that these rules shall not apply to the members of the All India Services.

DEFINITIONS: (i) In these rules, unless the context otherwise requires -

(a) "applicant" means a Government Servant including a retired Government servant, who applies for commutation of a fraction of pension in the prescribed form but does not include a Government servant governed by the Air India Service Rules in the matter of admissibility of pension;

(b) "Competent authority" means Secretary, Finance Department;

(c) "form" means a form appended to these rules;

(d) "Government" means the Government of Sikkim;

(e) "medical authority" means medical authority referred to in rule 19;

(f) "Pension Payment Officer" means an Officer of the State Government, whatsoever his official designation may be, who is entrusted with the function of issuing pension payment orders;

(g) "Table" means a table appended to these rules.

4. RESTRICTIONS OF COMMUTATION OF PENSION: -

No Government servant against whom departmental or judicial proceedings have been instituted before the date of his retirement or the pensioner against whom such proceedings are instituted after the of his retirement shall be eligible to commute a fraction of his pension during the pendency of such proceedings.
CHAPTER - II
GENERAL CONDITIONS

5. **Limit on commutation of pension**:
   (i) A Government servant shall be entitled to commute for a lump sum payment a fraction not exceeding one-third of his pension.
   (2) In an application for commutation in Form 1 or Form 2 as the case may be, an applicant shall indicate the fraction of pension which he desires to commute and may either indicate the maximum of one-third of pension or such lower limit as he may desire to commute.
   (3) If a fraction of pension to be commuted results in fraction of a rupee, such fraction of a rupee shall be ignored for the purpose of commutation.

   **Note:** When a part of pension is withheld or withdrawn under sub-rule (3) of rule 4 of Sikkim Government Retirement Benefit Rules, 1974 and if commutation is applied after the date of withholding or withdrawal of a part of the pension, the admissible amount that can be commuted will have to be calculated with reference to the pension payable to the person after that date.

6. **Sanctioning authority**: The competent authority as defined in clause (b) of sub-rule (1) of rule 3 shall be the authority competent to sanction commutation of pension under these rules.

7. **Commutation of pension to become absolute**:
   (i) The commutation of pension shall become absolute in case of an applicant referred to:
      (a) in sub-rule (1) of rule 12, on the date on which the application in Form 1 is received by the Pension Payment Officer;
      (b) in chapter IV, on the date on which the medical authority signs the medical report in part III of Form 4;
   Provided that the reduction in the amount of pension on account of commutation shall be operative from the date of receipt of the commuted value of pension Pension from the pension Payment Officer,
   (ii) **Death of an applicant before receiving the commuted value**:
       If an applicant dies without receiving commuted value on or after the date on which the commutation became absolute, the commuted value hall be paid to his legal heirs.

9. **Calculation of commuted value of pension**:
   The lumpsum payable to an applicant shall be calculated in accordance with the Table of the values prescribed from time to time and applicable to the applicant on the date on which the commutation becomes absolute.

CHAPTER III
COMMUTATION OF PENSION WITHOUT MEDICAL EXAMINATION

10. **Eligibility**: An applicant who is eligible to commute pension without medical examination.

11. **Application for commutation of pension**:
   (i) An applicant, who is in receipt of any pension referred to in rule 11 and desires to commute a fraction of that pension any time after the date following the date of his retirement from service but before the expiry of one year from the date of retirement shall apply to the Pension Payment Officer in Form I i duly completed after the date of his retirement.
   (2) An applicant whose application for commutation of pension in Form 2 is received by the Pension Pay- ment Officer after one year of the date of his actual retirement or one year from the date of publication of these rules in the official Gazette in case of those who are already in receipt of pensions mentioned in clause (a), (b) and (c) of rule 2 of these rules, shall not eligible to get his pension commuted without medical exa- mination. Such, an applicant, if he desires to commute3 fraction of his pension, shall apply afresh in form 2 in accordance with procedure laid down in Chapter IV.
13. Action to be taken by the Pension Payment Officer on application for commutation of pension:
The Pension Payment Officer on receipt of application in Form I under sub-rule (i) of rule 12, shall—

(a) initial the Form indicating the date of its receipt;
(b) acknowledge immediately the receipt of Form I in Part II of that Form and despatch the same to the applicant;
(c) verify that the information furnished by the applicant is correct;
(d) verify that the applicant is eligible to commute a fraction of his pension without medical examination;
(e) Where the application is not made in proper form and/or where requisite particulars are wanting, ask the applicant to submit a fresh application in the proper Form or to submit the requisite particulars. The date of submission of the fresh application or the date of receipt of the requisite particulars under this clause shall be treated as the date of receipt of application for the purpose of clause (a);
(f) Calculate correctly the commuted value of pension with reference to the Table and determine the amount of residuary pension after commutation;
(g) issue order sanctioning the amount by competent authority and take necessary action for payment under intimation to the applicant.

CHAPTER IV
COMMUTATION OF PENSION AFTER MEDICAL EXAMINATION

14. The provisions of this chapter shall apply to an applicant who is eligible to commute a fraction of his pension after medical examination.

15. Eligibility:—An applicant who—

(i) retires on invalid pension under rule 6 A of Sikkim Government Retirement Benefit Rules 1974; or
(ii) has retired from service on one of the pensions referred to in rule 11 but his application for commutation of pension has not been received by the Pension Payment Officer within one year of his retirement;

Shall be eligible to commute a fraction of his pension subject to the limit specified in rule 5 after he has been Declared fit by the appropriate medical authority.

16. Application for commutation of pension:
An applicant referred to in rule 15 shall apply to the Pension Payment Officer in Form 2 for commutation of a fraction of his pension.

17. Action to be taken by the Pension Payment Officer on application for commutation of pension:

The Pension Payment Officer on receipt of application in Form 2 under rule 16 shall—

(a) acknowledge immediately the receipt of Form 2 in Part II of that Form and despatch the same to the applicant;
(b) verify that the information furnished by the applicant is correct;
(c) complete Part III of the Form;
(d) address in Form 3 the medical authority as specified in rule 19 where the applicant desires to be medically examined and forward to him the following documents:—
(i) Form 2 with Part III of that Form duly completed in original;
(ii) two copies of the applicant's photograph of which one shall be an attested copy;
(iii) a copy of Form 4 with a spare copy of Part III of that Form;
(iv) report or statement of applicant's case if he has been granted invalid pension or he has declined to accept commutation on the basis of an addition of years to his actual age or has been refused commutation on medical grounds;
(v) endorse a copy of the letter in Form 3 addressed to the medical authority to the applicant.

18. Action to be taken by medical authority:—

(1) The medical authority on receipt of documents referred to in sub-rule (d) of rule 17 shall—
(a) arrange as early as possible for the medical examination by the medical authority at the station indicated by the applicant in Form 2;
(b) inform the applicant as to where and when he should appear for medical examination.

(2) In fixing the date of medical examination it shall be ensured that the medical examination is held, as far as possible, before the date of applicant's next birthday.
19. **Medical authority**: (i) Save as otherwise provided in sub-rule (2), the medical authority shall be Medical Board when an applicant for commutation of pension—
   (a) seeks commutation of invalid pension.
   (b) has been refused commutation on medical ground, or if he having once declined accept commutation on the basis of addition of years to his actual age recommended by the medical authority applied for a second medical examination in accordance with the provisions of rule 22.
   (2) In other cases not covered by sub-rule (1), the medical authority shall be Chief Medical Officer of a District Hospital or Superintendent, S.T.N.M. Hospital, Gangtok.

**Explanation**:— The expression “Medical Board” includes Chief Medical Officer of a District Hospital and a medical officer nominated by him or Superintendent, S.T.N.M. Hospital and a medical Officer nominated by him according as the medical examination is held at the District Hospital or S.T.N.M. Hospital, Gangtok.

20. **Failure to appear before medical authority**: (1) If the applicant after receipt of communication from the medical authority referred to in clause (b) of sub-rule (1) of rule 18 fails to appear for medical examination before the medical authority on the date and time communicated to him, and there is no reasonable ground for his failure, the medical authority shall report the fact to the Pension Payment Officer and return to him the documents received under sub-rule (1) of rule 18.
   (2) With the return of documents to the Pension Payment Officer under sub-rule (1), the application for commutation shall be treated as having been withdrawn.

21. **Procedure for medical examination**: (1) The medical authority shall—
   (a) obtain from the applicant a statement in part I of Form 4, duly signed by the applicant in its presence;
   (b) subject the applicant to medical examination and enter the result thereof in Part II of Form 4;
   (c) attest the unattested copy of the photograph of the applicant;
   (d) complete the certificate contained in Part III of Form 4;

   Provided that where—
   (i) an applicant has been granted invalid pension; or
   (ii) an applicant has been refused commutation on medical grounds; or
   (iii) an applicant had declined to accept the commutation on the basis of addition of years to his actual age;

   the medical authority shall, before completing the certificate contained in part III of Form 4, take into consideration the statement of the medical case of the applicant.
   (2) After complying with requirements of sub-rule (1) the medical authority shall, without delay, forward to the Pension Payment Officer the following documents, namely—
   (a) Form 2 in original;
   (b) attested copy of the applicant's photograph;
   (c) Form 4 in original;
   (d) a certified copy of Form 4

   (3) The Medical authority shall also send to the applicant a certified copy of Part III of Form 4.

22. **Second Medical examination**: (1) The medical examination in the case of an applicant referred to in clause (b) of sub-rule (1) of rule 19 shall take place after the expiry of a period of not less than one year from the date of first medical examination.
   (2) If the applicant desires to be re-examined on the expiry of the period specified in sub-rule (1), the examination shall be by a medical Board. For this purpose, he shall address a letter to the Pension Payment Officer with the request that the arrangement for his re-examination by a Medical Board may be made. He shall indicate in the letter—
   (i) The medical authority which examined him earlier and the date on which such examination took place;
   (ii) the place where he was examined;
   (iii) the opinion of the medical authority;
   (iv) the date of birth and date of retirement;
   (v) designation of the post held at the time of retirement;
   (vi) the amount of pension authorised;
   (vii) the fraction of pension which was originally applied for commutation.
The Pension Payment Officer on receipt of letter under sub-rule (2) shall address the medical authority as specified in rule 19 for arranging re-examination by a Medical Board and forward the following document to such authority:

(i) letter in original from the applicant;
(ii) certified copy of Form 4 received earlier by him under clause (d) of sub-rule 2 of rule 21.

The medical authority on receipt of the communication from the Pension Payment Officer under Sub-rule (3) shall inform the applicant as to where and when he should appear for medical examination before the Board.

The applicant after receipt of the commutation under sub-rule (4) shall appear before the Medical Board at the place and on the date and time communicated to him.

The Medical Board shall examine the applicant and if after the examination it is of the view that the earlier opinion of the medical authority needs no revision or modification or needs revision or modification record its opinion and communicate the same to the Pension Payment Officer under intimation to the applicant. The documents received by the Medical Board under sub-rule (3) shall also be returned to the Pension Payment Officer.

If as a result of the opinion of the Medical Board received by the Pension Payment Officer under sub-rule (6), the applicant becomes eligible to commute a fraction of pension originally applied for, Pension Payment Officer shall determine the commuted value with reference to the Table on the date the Medical Board recorded its opinion.

23. Withdrawal of application:— (1) In case the medical authority directs that the applicant's age for the purpose of commutation shall be assumed to be greater than his actual age, the applicant may, by giving notice in writing to the Pension Payment Officer, withdraw his application within two weeks from the date on which he receives the certified copy of Part III of Form 4.

(2) Where a request for withdrawal has not been made by the applicant within the time specified in sub-rule (1), he shall be deemed to have accepted the revised sum offered.

24. Payment of commuted value of pension:— Subject to the provisions of sub-rules (1) and (2) of rule 23, the pension Payment Officer on receipt of documents referred to in sub-rule (2) of rule 21 from the medical authority, shall without delay issue order sanctioning the amount by competent authority and take necessary action for payment under intimation to the applicant.

CHAPTER V
MISCELLANEOUS

25. Interpretation:— Where any doubt arises as to the interpretation of these rules it shall be referred to the Establishment Department for decision.

26. Power to relax:— Where the Government is satisfied that the operation of any of these rules causes undue hardship in any particular case, it may, by order for reasons to be recorded in writing, dispense with or relax the requirements of that rule to such extent and subject to such exceptions and conditions as it may consider necessary for dealing with the case in a just and equitable manner:

Provided that no such order or relaxation shall be made except with the concurrences of the Finance Department.

BY ORDER AND IN THE NAME OF GOVERNOR

T. CHHOPHEL,
SECRETARY,
ESTABLISHMENT DEPARTMENT.
GOVERNMENT OF SIKKIM.
FORM I
(See rules 5 (2), 7 (i), II (ii), 12 (1), 13)

FORM OF APPLICATION FOR COMMUTATION OF A FRACTION OF PENSION WITHOUT MEDICAL EXAMINATION

(To be submitted after retirement but within one year of the date of retirement)

PART I

To
The………………………….
………………………….
………………………….
Subject:- Commutation of pension without medical Examination.

Sir,

I desire to commute a fraction of my pension as indicated below in accordance with the provision of Sikkim Services (Commutation of Pension) Rules, 1985. The necessary particulars are furnished below:—

1. Name (in block letters)
2. Father's name (husband's name in case of married female Government servant)
3. Designation at the time of retirement
4. Name of the Office/Department in which employed.
5. Date of birth (by Christian era)
6. Date of retirement
7. Class of pension on which retired
8. Amount of pension authorised
9. *Fraction of pension proposed to be commuted.

PLACE:          SIGNATURE
DATE:          POSTAL ADDRESS:

*The applicant should indicate the fraction of the amount of monthly pension (subject to the maximum of one-third thereof) which he desires to commute.

PART II

ACKNOWLEDGMENT

Received from……………………….
Application in Part I for commutation of a fraction of pension without medical examination.

Place……………signature of pension payment Officer
Date……………

Note: — This acknowledgment is to be signed, stamped and dated and is to be detached from the Form and handed over to the applicant. If the form has been received by post, it has to be acknowledged on the same day and the acknowledgement sent under registered cover.
FORM 2

(See rules 5 (2), 12(2), 16, 17, 18(1), 21(2)

FORM OF APPLICATION FOR COMMUTATION OF PENSION AFTER MEDICAL EXAMINATION
(TO BE SUBMITTED IN DUPLICATE)

PART I

To

The

subject: Commutation of pension after medical examination

sir,

I desire to commute a fraction of my pension in accordance with provisions of Sikkim Services Communication of Pension) Rules, 1984. The necessary particulars are furnished below:

1. Name (in block letters)
2. Father’s Name (husband’s name in case of married female Government servant)
3. Designation at the time of retirement.
4. Name of the Office/Department in which employed.
5. Date of birth (by Christian era)
6. Date of retirement.
7. Class of pension on which retired.
8. Amount of pension authorised.
9. *Fraction of pension to be commuted.
10. Approximate date from which the commutation is desired to have effect.
11. Preference for District Hospital/S.T.N.M. Hospital, Gangtok where medical examination is desired to take place.

PLACE

SIGNATURE

DATE

POSTAL ADDRESS:

___________________________________________________________________________________________

*The applicant should indicate the fraction of amount of monthly pension (subject to the maximum of one third thereof) which he desires to commute.

PART II

ACNOWLEDGEMENT

Received from, application in Part 1 of Form 2 for commutation of a fraction of pension after medical examination.

PLACE

SIGNATURE OF PENSION PAYMENT OFFICER

DATE
PART III
(To be completed by Pension Payment Officer)

1. Name of the applicant.
2. Date of Birth (by Christian era)
3. Date of retirement.
4. Amount of retirement.
5. Class of pension.
6. Amount of pension desired to be commuted

7. (i) Sum payable if commutation becomes absolute before application’s next birthday, which fall on..............

<table>
<thead>
<tr>
<th>Age</th>
<th>1 yr.</th>
<th>2 yr.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rs.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

(ii) Sum payable if commutation becomes absolute after applicant’s next birthday which falls on...

8. No of enclosures (if any) (See note below)

PLACE

SIGNATURE AND DESIGNATION OF THE PENSION PAYMENT OFFICER

Note:— The Pension Payment Officer should enclose with the Form a copy of the report or statement of the applicant's case if the applicant has been granted invalid pension or had declined to accept commutation on the basis of an addition of years to actual age, or has been refused commutation on medical ground.
FORM FOR LETTER TO THE MEDICAL AUTHORITY

To

SUBJECT: MEDICAL EXAMINATION-COMMUTATION OF PENSION

Sir,

Shri/Shrimati ...........

Who retired from service on........................................................................................................................................

Has applied for commutation of a fraction of his pension for a lumpsum payment. The following documents are

forwarded herewith:-

(a) Application in Form 2 in original together with
(i) an unattested copy of the applicant's photograph;
(ii) Part III of Form 2 in original.
(b) A copy of Form 4 with a spare copy of Part III of that Form.
(c) Report or the statement of the applicant's case if he has been granted invalid pension or he
declined to accept commutation on the basis of addition of years to his actual age or has been
refused commutation on medical grounds.

2. In terms of rule 19 of the Sikkim Services (Commutation of Pension) Rules, 1985, Shri/Shrimati

.............. should be examined by a Medical Board/Chief Medical Officer, /Superintendent, S.T.N.M. Hospital, Gangtok. It is requested that arrangement may be made to get

Shri/Shrimati.............. examined as expeditiously as possible before his/her next birthday which fails

on..................

3. The attention of the medical authority is drawn to the provisions of rules 21 of Sikkim services

4. It is requested that Shri/Shrimati.............. may be informed direct under intimation to the

undersigned as to where and when he/she should appear before the appropriate authority for medical examination.
A copy of the letter is being endorsed to him/her so that he/she may comply with your instructions on hearing
from you.

5. The receipt of the letter may please be acknowledged.

Yours faithfully,

Signature and designation of Pension
Payment Officer.

Contd.
Copy forwarded to Shri/Shrimati……………………………………………………………………...with the remarks that subject to medical authority recommending commutation, he/she will be eligible for the lump-sum payment in lieu of the amount of pension to be commuted as follows:

On the basis of

<table>
<thead>
<tr>
<th>Normal</th>
<th>Added 1 year</th>
<th>Added 2 year</th>
<th>years</th>
</tr>
</thead>
<tbody>
<tr>
<td>Age</td>
<td>Rs.</td>
<td>Rs.</td>
<td>Rs.</td>
</tr>
</tbody>
</table>

(1) Sum payable if commutation becomes absolute before applicant's next birthday which falls on……………………………..

(ii) Sum payable if commutation becomes absolute after applicant's next birthday which falls on……………………………..

The sum payable will be the sum appropriate to the applicant's age on his birthday next after the date on which the commutation becomes absolute or if the medical authority directs that years will be added to that age, to the consequent assumed age.

Shri/Shrimati……………………………………………………………………….should report for medical examination to the medical authority on hearing from……………………………………………………………………….He/she should take with him/her the enclosed Form 4 with the particulars required in Part I completed except the signature or thumb impression.

Place
Date

Signature and designation of
Pension Payment Officer.
FORM 4

MEDICAL EXAMINATION BY THE... (here enter the medical authority)
(see rules 7 (ii), 17,21,22,23)

PART 1
The applicant must complete this statement prior to his examination by the... (here enter the medical authority) and must sign the declaration appended thereto

In the presence of that authority.
1. Name of the applicant (in block letters):
2. Date of birth (by Christian era)
3. Place of birth
4. Particulars regarding parents, brothers and sisters:

<p>| | |</p>
<table>
<thead>
<tr>
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<th></th>
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</thead>
<tbody>
<tr>
<td>1</td>
<td>Father’s age if living and state of health.</td>
</tr>
<tr>
<td>2</td>
<td>Father’s age at death and cause of death</td>
</tr>
<tr>
<td>3</td>
<td>Number of brothers living, their ages and state of health.</td>
</tr>
<tr>
<td>4</td>
<td>Number of brothers dead, their ages at death and cause of death.</td>
</tr>
<tr>
<td>5</td>
<td>Mother’s age if living and state of health.</td>
</tr>
<tr>
<td>6</td>
<td>Mother’s age at death and cause of death.</td>
</tr>
<tr>
<td>7</td>
<td>Number of sister living, their ages and state of health.</td>
</tr>
<tr>
<td>8</td>
<td>Number of sister dead, their ages at death and cause of death.</td>
</tr>
</tbody>
</table>

5. Have you ever been examined
   (a) for Life Insurance, or/and
   (b) by any Government Medical Officer or State Medical Board.
   If so, state details and with what results.

6. Have you been granted or considered for grant of invalid pension? If so, state the ground thereof.

7. Have you ever been granted leave on medical certificate during the last five years? If so, state periods of leave and nature of illness.

8. Have you ever-
   (a) Had small-pox, intermittent or any other fever, enlargement or suppuration of glands, splitting of blood, asthma, inflammation of lungs, pleurisy, heart disease, fainting attacks, rheumatism, appendicitis, epilepsy, insanity or other nervous disease, discharge from other disease of the ear, syphilis or gonorrhoea; or
(b) had any other disease or injury which required confinement to bed, or medical or surgical treatment; or
(c) undergone any surgical operation; or
(d) suffered from any illness, wound or injury sustained while on active service;
(e) presence of albumen or sugar in urine.

9. Present state of health:
   (a) Have you a hernia?
   (b) Have you varicocele, varicocele varicose, veins or piles?
   (c) Is your vision in each eye good (with or without glasses)?
   (d) Is your hearing in each ear good?
   (e) Have you any congenital or acquired Malformation, defect, or deformity?
   (f) Have you lost or gained weight markedly during the last three years?
   (g) Have you been under treatment of any doctor within the last three months and nature of illness for which such treatment was taken.

DECLARATION BY APPLICANT

(To be signed in the presence of the medical authority)

I declare all the above answers to be, to the best of my belief, true and correct.

I am fully aware that by wilfully making false statement or concealing relevant fact I shall incur the risk of losing the commutation I have applied for.

Applicant's Signature or thumb impression in case of illiterate applicant.

Signature in presence of . . . . ....
(Signature and designation of medical authority)
PART II

(To be filled in by the examining medical authority)

1. Apparent age.
2. Height
3. Weight
4. Describe any scars or identifying marks of the applicant.
5. Pulse rate.
   (a) Sitting
   (b) Standing
   What is the character of pulse?
6. Blood pressure –
   (a) Systolic
   (b) Diastolic
7. Is there any evidence of disease of the main organs.
   (a) Heart
   (b) Lungs
   (c) Liver
   (d) Spleen
   (e) Kidney
8. Investigations –
   (i) Urine
   (State specific gravity)
   (ii) Blood
   (iii) X-ray chest
   (iv) E.C.G.
9. Has the applicant hernia?
   (If so, state the kind and if reducible)
10. Any additional finding.

PART III

(To be filled in by the examining medical authority)

I/ We have carefully examined Shri/Shrimati/Kumari...

and am/are of opinion that –

He/She is in good health and has the prospect of an average duration of life.

OR

He/She is not in good health and is not a fit subject for commutation.

OR

Although he/she is suffering from...

He/she is considered a fit subject for commutation but his/her age the purpose of commutation i.e. the age next birthday should be taken to be...

.. (in words) year more than his/her actual age.

Station...

Date...

Signature and designation of examining medical authority.
TABLE

COMMUTATION VALUES FOR A PENSION OF RUPEE ONE PER ANNUM
[See rules 9 and 22 (7)]

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<th>Commutation value expressed as number of year’s purchase</th>
<th>Age next Birthday</th>
<th>Commutation value expressed as number of year’s purchase</th>
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<td>3.13</td>
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</table>
LAND REVENUE DEPARTMENT
GOVERNMENT OF SIKKIM
GANGTOK

Notification No.7(700) II/L.R.(S)                              Dated Gangtok, the 27th August, 1985.

The Land Revenue Department Notification No. 7(700) LR(S) dated the 17th October, 1984 published in the Sikkim Government Gazette, Extra-ordinary, vide No. 130 dated the 18th October, 1984 issued under Section 4 of the Land Acquisition Act, 1894 for the land as described in the said Notification needed for public purposes is hereby cancelled.

PASONG NAMGYAL,
Secretary, to the Govt. of Sikkim,
Land Revenue Department-

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
**GOVERNMENT OF SIKKIM**  
**LAW DEPARTMENT**

Notification No. 12/LD/85  

**NOTIFICATION**

In pursuance of paragraph 2 of the Resolution on the constitution of the Sikkim State Legal Aid and Advice Board adopted by the Cabinet on 7/3/81 as published under this Department’s Notification No 16 (83) LD/79/248 dated the 22nd February, 1982 and as amended vide this Department’s Notification No. 16 (83)/LD/79-82 dated the 14th September, 1982, the Government hereby constitutes the Sikkim State Legal Aid and Advice Board with the following members namely:-

<table>
<thead>
<tr>
<th>No.</th>
<th>Position</th>
<th>Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Chairman</td>
<td>The Minister for Law</td>
</tr>
<tr>
<td>2.</td>
<td>Vice-Chairman</td>
<td>Advocate General of Sikkim.</td>
</tr>
<tr>
<td>3.</td>
<td>Member</td>
<td>Secretary, Home Department.</td>
</tr>
<tr>
<td>4.</td>
<td>Member</td>
<td>Secretary, Finance Department.</td>
</tr>
<tr>
<td>4 A.</td>
<td>Member</td>
<td>Secretary, Law Department.</td>
</tr>
<tr>
<td>5.</td>
<td>Member (representing Scheduled Castes)</td>
<td>Sri C.K. Mohara</td>
</tr>
<tr>
<td>6.</td>
<td>Member (representing Scheduled Tribes)</td>
<td>Sri Sonam Gyatso Kaleon</td>
</tr>
<tr>
<td>7.</td>
<td>Member (representing Women)</td>
<td>Smt. Sarda Pradhan</td>
</tr>
<tr>
<td>8.</td>
<td>Member</td>
<td>Chairman, Sikkim State Bar Council.</td>
</tr>
<tr>
<td>9.</td>
<td>Member</td>
<td>Chairman, Sikkim State Social Welfare and Advisory Board.</td>
</tr>
<tr>
<td>10.</td>
<td>Member (representing Sikkim in Parliament)</td>
<td>Smt. D.K. Bhandari, MP (Lok Sabha)</td>
</tr>
<tr>
<td>11.</td>
<td>Member (representing Sikkim Legislative Assembly)</td>
<td>Sri B.B. Subba.</td>
</tr>
<tr>
<td>12.</td>
<td>Member (representing Legal Profession)</td>
<td>Sri, A. Moulik, Advocate.</td>
</tr>
</tbody>
</table>
13. Member (representing voluntary Legal Aid Organisation operating within the State) -
   -1. Sri Nandu Thapa.

14. Member- Secretary -
   -Joint Secretary, Law Department.

B.R. PRADHAN,
Secretary to the Government of Sikkim,
Law Department.
F. No.16 (83)/LD/79/85.
GOVERNMENT OF SIKKIM
COMMERCIAL TAXES DEPARTMENT

Notification No. 7 (121) IT&ST/83
Dated Gangtok, the 8th August 1985

CORRIGENDUM

In the notification No. 8 (142) IT&ST/84 dated 1/5/85 of this Department the extruded food meant for supply to Nutrition Cell, Department of Health and Family Welfare, Government of Sikkim appearing at item No. 32 shall be inserted as item No. 35, after item No. 34 “News prints purchased by small and medium newspapers for their bonafide use within Sikkim”

J.T. DENSAPA,
Commissioner,
Finance (Commercial Taxes) Department
Government of Sikkim.
Gangtok.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT


NOTIFICATION

In partial modification of the Home Department, Government of Sikkim, Notification No 26(3) Home/85/151, dated 21st August, 1985, the Government of Sikkim have been pleased to appoint the Chief Engineer, Project Swastik as one of the member of the Public Utility Co-ordination Board and the Executive Officer of Local Self Government Department as Co-ordi-1 with immediate effect.

By Order,

G. GOPARMA,
Deputy Secretary.
GOVERNMENT OF SIKKIM
FOOD & CIVIL SUPPLIES DEPARTMENT
GANGTOK.

No. 78/4/70/WM/FCS. Dated 31st August, 1985

NOTIFICATION

In exercise of the powers conferred by Sub-section (1) of Section 5 of the Sikkim Weights and Measures Act, 1980, the State Government hereby appoints, with immediate effect the Secretary to the Government in the Food and Civil Supplies Department as the ex-officio Controller of Legal Metrology for the entire State for the purpose of the said Act.

2. This supersedes this Department's Notification No. 4(70)/80-81/4/WM/FCS dated the 1st October, 1984 published in the Sikkim Government Gazette, Extraordinary, No. 125 dated the 10th October, 1984, except as respects things done or omitted to be done before such super-

By Order of the Governor.

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In pursuance of clause (iv) of Section 7 of the Prevention of Food Adulteration Act 1954(37 of 1954), the Food (Health) Authority hereby prohibits, in the interest of the public health, the sale of salt other than 'Iodised Salt' as an article of food within Sikkim to control of Iodine Deficiency Disorders.

DR. L. TENZING,
Food (Health) Authority.
The Governor of Sikkim is pleased to amend Notification No. 2(3) Home/77/882 dated 27th April, 1985 regarding admissibility to MLAs who are Chairmen and to those Chairman and to those Chairman who are not MLAs to read as follows with immediate effect:

1. **POL**
   - (a) Monthly quota of 100 Ltrs. for local use and 150 Ltrs. maximum for tour purposes if a vehicle is attached.
   - (b) If a vehicle is not attached then a conveyance allowance of Rs. 500/-per month.

2. **RESIDENTIAL ACCOMMODATION.**
   - (a) A quarter with free electricity and water supply.
   - (b) Rs. 1,000/-per month if a Government quarter is not provided.

3. Re-imbursement of donations for noble and benevolent causes from Rs. 2,509/- to Rs. 7,000/-per annum.

4. Daily Allowance of Rs. 100/- daily for attending meeting of Board of Directors.

**EXPLANATION NO. I.**
Daily Allowance of Rs. 100/- per day will be admissible only for attending meeting of the Board of Directors of the Corporation/Bank/Board and Co-operatives.

**EXPLANATION NO. II.**
Chairmen mean Chairmen in the Board of Directors of the Corporations/Bank/Board and Co-operative.

M. M. RASAILY,
Home Secretary,
Government of Sikkim
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT
NOTIFICATION

No. 35(8) 83-84/S/47/S/48/RDD. Dated Gangtok, the 16th September, 1985.

In exercise of the powers conferred by Sub-Section 1of Section 25 of Sikkim Panchayat Act. 1982, resignation tendered by Shri Chung Tshering Bhutia, Sachiva of 8 Ben-Namprik Gram Panchayat, South District from the Sachiva as well as from Sadasya of above said Gram Panchayat is hereby accepted w.e.f. 19.7.85.

P.K. PRADHAN, I.A.S.
Director Panchayat Election of Sikkim
and Secretary Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION

No. 35 (8)83-84/S/48/RDD. Dated Gangtok, the 16th September, 1985.

In exercise of the powers conferred by Sub-Section 1(d) of Section 22 of Sikkim Panchayat Act 1982, Smt. Dorjeela Namgyal, nominated Member of 8, Ben-Namprik, Gram Panchayat, South District stands removed as member of said Gram Panchayat w.e.f. 18.7.85

P.K. PRADHAN, I.A.S.
Director Panchayat Election of Sikkim
and Secretary Rural Development Department.
In exercise of the powers conferred by sub-section (1) of section 25 of Sikkim Panchayat Act 1982, the resignation tendered by Shri Ram Prasad Sharma, Sachiva of 1, Lingi-Paiyong, Gram Panchayat, South District from the Sachiva of above said Gram Panchayat is hereby accepted w.e.f. 16.7.85, and in exercise of the Powers conferred by sub-section (1) Para: 3-8 section-24 of Sikkim Panchayat Act 1982, Shri Tulsi Ram Adhikari, Assistant teacher, Lingi High School is hereby appointed as Sachiva of the said Gram Panchayat, w.e.f. 29.7.85.

His function and of office shall be governed by sub-section (3) and (4) of section 24 of the Sikkim Panchayat Act, 1982.

P. K. PRADHAN, I.A.S.
Director Panchayat Election of Sikkim
and Secretary Rural Development Department.
The Governor of Sikkim is pleased to cancel the Notification No. II (415)/LD/84/989 dated the 18th August, 1984 published in the Sikkim Government Gazette Extraordinary, No. 114 dated the 27th August, 1984.

By Order,

B.R. PRADHAN,
Secretary to the Government of Sikkim,
Law Department.
F. No. 11 (415) LD 84.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Notification No. 32/H.

Dated Gangtok the 17th October, 1985.

Election Commission of India's Notification No. 56/84-XV dated the 30th September, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA
NEW DELHI

Dated the 30th September, 1985.
Asvina 8, 1907 (Saka).

NOTIFICATION

S.O.- Whereas the Election Commission of India has considered the application of Pondicherry Maanila Makkal Munnani for registration of that association under paragraph 3 of the Election Symbols (Reservation and Allotment) Order, 1968, as a political party, and the documents produced in support of the prayer contained in the said application, and has decided to register that association under the name and style of Pondicherry Maanila Makkal Munnani as an un-recognized political party in respect of the Union Territory of Pondicherry under the provisions of paragraph 3 of the said Symbols Order, subject to the following conditions :-

(1) The party shall communicate to the Commission without delay any change in its name, head office, office bearers and their address, political principles, policies, aims and objectives and any change in any other material matters;

(ii) The party shall intimate the Commission immediately whenever any amendments are issued to party constitution along with the relevant documents like the notice for the meeting to consider amendments, agenda for the meeting, minutes of the meeting where the amendments have been carried;

(iii) The party shall maintain all the records like minutes books, accounts books, membership registers, receipt books etc. properly;

(iv) The said records shall be open for inspection at any time by the authorised representative (s) of the Commission; and

(v) The registration granted shall be reviewed by the Commission from time to time.

Now, therefore, in pursuance of the provisions contained in clause (c) of sub-para (1) and sub-para (2) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order 1968, the Election Commission of India hereby makes the following amendment to its notification No. 56/84-1, dated the 13th November, 1984, and as amended from time to time;—

No.56/84-XV

By Order,

Sd/- R.P. BHALLA,
Secretary

H.R. GUPTA,
Deputy Chief Electoral Officer

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
WHEREAS it is necessary to make certain discretionary grants for spending Government fund on special occasion and for charitable purpose;
WHEREAS it is necessary to regulate such expenditure by framing certain rules;
NOW THEREFORE, in exercise of the powers conferred by Article 166(3) read with the Allocation of Business Rules, 1975, the Government of Sikkim hereby makes the following rules, namely:—

1. Short title and commencement:—
(i) These rules may be called the Sikkim Ministers' Discretionary Grants (Regulation of Expenditure) Rules, 1985.
(ii) The shall come into force on the date of their publication in the Official Gazette.

2. Definitions:—
In these rules, unless the context otherwise requires:—
(i) “Fund means the fund placed by Government at the disposal of the Chief Minister and a Minister for sanctioning Gram, and
(ii) “Grant- means the discretionary grant made by the Chief-Minister or a Minister

3. Sanctioning authority:—
The grant out of the fund may be sanctioned by:—
(i) Chief Minister and
(ii) a Minister.

A grant shall be made in the manner hereinafter prescribed.
(a) The Chief Minister may sanction a grant to any person or institution, whether within or outside the State of Sikkim. if, in his opinion, such person or institution deserves assistance from public funds.
(b) A Minister may make grants and charitable donations to local institutions of public or quasi-public character and individuals who deserve assistance from public funds.
(c) The Sanctioning authority is entitled to make customary grants on the occasion of birth, marriage, funeral and such other social events to individuals as per customs prevalent in the State of Sikkim.
(d) No grant of a recurring nature or no subscription of a purely private character shall be made out of the Fund.
2

(c) Voucher shall, as far as possible, be produced, for the expenditure bearing the payees’ receipts for purpose of audit. In exceptional cases where such a voucher cannot be produced/obtained, the claim shall be supported with certificate of the Chief Minister/Minister that the amount was actually disbursed to the payee mentioned in the certificate. 

(f) The expenditure shall be subject to audit by the Accountant General Sikkim.

5. These rules shall govern the expenditure on discretionary grants already incurred.

6. This supersedes previous Notification in the subject.

M.M. RASAILY,
Secretary to the Government of Sikkim
Home Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Notification No. 33/H. Dated Gangtok the 29th October, 1985.

Election Commission of India's Notification No. 56/85-XVI dated 8th October, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA

NEW DELHI,
16 Asvina, 1907 (Saka).

NOTIFICATION

S.O.- Whereas the Election Commission of India has considered the application of Nagaland People Party for registration of that association under paragraph 3 of the Election Symbol (Reservation and Allotment) Order, 1968, as a political party, and the documents produced in support of the prayer contained in the said application and has decided to register that association under the name and style of ‘NAGALAND PEOPLE PARTY’ as an unrecognised political party in respect of the State of Nagaland under the provisions of paragraph 3 of the said Symbols Order, subject to the following conditions:

(i) The party shall communicate to the Commission without delay any change in its name, Head office, office bearers and their address, political principles, policies, aims and objectives and any change in any other material matters;

(ii) The party shall intimate the Commission immediately whenever any amendments are issued to party constitution along with the relevant documents like the notice for the meeting to consider amendments, agenda for the meeting, minutes of the meeting where the amendments have been carried;

(iii) The party shall maintain all the records like minutes books, accounts books, membership registers, receipt books etc. properly;

(iv) The said records shall be open for inspection at any time by the authorised representative (s) of the Commission; and

(v) The registration granted shall be reviewed by the Commission from time to time.

Now, therefore, in pursuance of the provisions contained in clause (c) of sub-para (1) and sub-para (2) of paragraph 17 of the Election Symbols (Reservation and Allotment) Order, 1968, the Election Commission of India hereby makes the following amendment to its Notification No. 56/84-1, dated the 13th November, 1984, as amended from time to time:—
In Table 3 appended to the said notification, under columns 1 and 2 after the entry “14-Pondicherry Maanila Makkal Munnani- Pondicherry,” the entry “15. Nagaland People Party-Nagaland” shall be inserted.

No. 56/85-XVI

By Order,

R.P. BHALLA,
Secretary

H. R. GUPTA,
Deputy Chief Electoral Officer

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GOVERNMENT OF SIKKIM

LAW DEPARTMENT

No. 13/LD/85

Dated Gangtok, the 1st November, 1983

NOTIFICATION

In the Law Department Notification (Corrigenda) No. 13/(21) LD/80 dated the 30th April, 1983, published in Sikkim Government Gazette, Extraordinary, No. 64 dated the 30th April, 1983, the reference to Notification No. 9/LD/83 dated the 27th April, 1983 shall be as Notification No. 9/LD/83/481 dated the 21st April, 1983 as published in the Sikkim Government Gazette, Extraordinary, No. 60 dated the 27th April, 1983.

B.R. PRADHAN,
Secretary to the Government of Sikkim,
Law Department.
[File No.16 (209) LD/85.]

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GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT

No. 1/L.R.(Ref) Dated Gangtok, the 1st November, 1985.

NOTIFICATION

In exercise of the powers conferred by clause (g) of section 2 of the Sikkim Cultivator’s Protection Act, 1985 (5 of 1985), the State Government hereby empowers-

(a) The Additional District Magistrate (East), and
(b) the Sub-Divisional Magistrates

To perform the functions of the prescribed authority under the said Act within their respective jurisdictions.

PASONG NAMGYAL, I.A.S.
Secretary of the Government of Sikkim
Land Revenue Department.
F.No.12/(2)/1975-76.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
NOTIFICATION

1. In exercise of the powers conferred by clause (b) of section 2 of the Sikkim Public premises (Eviction of Unauthorised Occupants and Rent Recovery) Act, 1980 (9 of 1980), the State Government hereby appoints—

(a) the Additional District Magistrate (East), and
(b) the Sub-Divisional Magistrates

To perform the functions of the Collector under the said Act within their respective jurisdictions.

PASANG NAMGYAL, I.A.S.
Secretary to the Government of Sikkim
Land Revenue Department.
F. No. Rev. (Ref.) F-1/6/80.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT AND HOUSING DEPARTMENT
GANGTOK SIKKIM

Notification No. 24(202)/5/LSGHD/85 ‘B’

Dated Gangtok, the 7th November, 1985.

NOTIFICATION

In exercise of the powers conferred by sub-section (i) of section 3 of the Sikkim Allotment of House Sites and Construction of Building (Regulation and Control) Act, 1985 (No. 11 of 1985) the State Government hereby declares the area mentioned in the schedule below as notified Area for Gangtok town for the purpose of this Act.

SCHEDULE

NORTH:
Jhora along the Northern Boundary of Raj Bhavan Area up to Hanumantok excluding cantonment and Reserve Forest Area from Gangtok Town Area.

EAST:
Along the ridge excluding Cadastral Survey of 1977-78 Plot Nos. 955,964,988,2338 up to Ganashotk and follows the ridge near Jail compound. The Boundary runs along the approach road leading to Enchey monastery including the compound of Jail and Enchey Monastery and excluding Plot Nos. 2204, 2205,2206,2207,2645,2652,2637,2623 and 2622 meeting Gangtok Nathula road. Along the Gangtok, Nathula road upto Nehru Park, Then it runs along the Ridge Road and encircling the palace compound and including Tashiling Secretariat. Then it bends East-ward excluding Pl. No. 6076 and turns to South-ward excluding Pl. No. 5132, 5131 and includes the Press Compound. Then it runs along Nam Nam Ridge and Nam Nam Road meeting 31 A National Highway at Deorali, thereafter the boundary runs along the Army pipeline and Village Road excluding pl. Nos. 365,364,367,388/834,388/39,391/827 and 391 further excluding the Army cantonment Area but including the area of Tibetology, Sheda and Chorten. Thereafter the boundary runs Northward along the hillside of Libing Road excluding Army area up to junction near Gurrula-Khang. Again from the junction the boundary goes along the 31 A National Highway up to Amdo Golai, From Amdo Golai the boundary runs Eastward along the Jhora excluding Pl. Nos. 3972, 3974, 3956 and 3958 meeting the 31 A National Highway above Government quarters at Deorali.

SOUTH:
The Gangtok Town Area includes the existing Deorali Bazar and Government Housing Colony at Syari excluding plot Nos. 7,8,11,12,13,14,15,37,38,34,345,346,347 and parts of Plot Nos. 351,352 and 354 of Syari Block and meets the village road and Army pipeline. Thereafter the boundary runs along the Army pipeline and Village Road excluding pl. Nos. 365,364,367,388/834,388/39,391/827 and 391 further excluding the Army cantonment Area but including the area of Tibetology, Sheda and Chorten. Thereafter the boundary runs Northward along the hillside of Libing Road excluding Army area up to junction near Gurrula-Khang. Again from the junction the boundary goes along the 31 A National Highway up to Amdo Golai, From Amdo Golai the boundary runs Eastward along the Jhora excluding Pl. Nos. 3972, 3974, 3956 and 3958 meeting the 31 A National Highway above Government quarters at Deorali.

WEST:
From the meeting point of the boundary of Gangtok Town with National Highway at Deorali the boundary bends Northward along the National Highway up to Jhora near Tenzing. Including the Tenzing and Tenzing building compound the boundary excludes Pl. Nos. 3797, 3794,3792,3791,5444 part of 5485 and includes the slaughter house area. Again it turns East along the Jhora near slaughter house excluding Pl. Nos. 3492,3493,5501, 5502, 5504,5507,5508,5510,5511,5514,3325,3326 and meets 31 A National Highway near Petrol Pump. Including Petrol Pump and Car Parking area being Pl. Nos. 3328,3354 respectively the boundary runs in North direction excluding Pl. Nos. 3327,3329,3349,3388, 3384,3407,3409,3410 and 3411 along the footpath and including police line and Church Area. Hospital Jhora near Diesel Power House meeting with the Eastern Boundary of Sichey Block at Syal Gaon excluding Pl.Nos.3430,3431,3447,344, 3450, and 3452.
The boundary deludes the Reserve Police Line Area (below Paljor Stadium) bordering with Eastern boundary of cadastral Survey of 1977-78 Pl. Nos. 1746,1747,1748,1749, 1752 and 1751 of Sichey block and bends Eastward along the Jhora upto Fish Pond. The Gangtok Town Area includes Fish Pond, Girl's School Compound and Munshi Colony excluding PL Nos. 1767, 1770,1699,1698 and 1697. Thereafter the boundary runs East along the Jhora excluding Pl. Nos. 1695 and turns North along the Village Road and the Eastern boundary of PL Nos., 1486, 1498,1500,1502,1512, 1513, 1514, 1521, 1524, 1525, 1526,1532,1528,152,65,66,67,75,76, 80, 79, 38, 36, 35,and 34 of Sichey Block. The West boundary again turns East excluding Pl. Nos. 82,115, and meets Village road. It follows the Village road in North direction excluding Pl. Nos. 129,124,122,120,240,258,260,268,270 and 273 meeting Baluwakhani Jhora. Thereafter the boundary turns East along the Jhora excluding PL Nos. 1129, 1096,and 1059 meeting The 31 A National Highway near Vajra Cinema Hall. Again it turns to North along the North Sikkim Highway excluding PL Nos. 1102,1103,1106,1107,1108,1109,1112,1116,1118,1123, 1121,356 and 358 of Burtuk Block and meets the Northern Boundary of Raj Bhavan and approach of old cantonment at Burtuk (Bhutia Busty).

P.K. PRADHAN, I.A.S.
Secretary to the Govt. of Sikkim
Local Self Govt. & Housing. Department.
Gangtok, (Sikkim)

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GOVERNMENT OF SIKKIM
SELF GOVERNMENT & HOUSING DEPARTMENT
GANGTOK

No. 25 (202) 85' C’/6 LSLGH
Dated Gangtok, the 7th November, 1985.

NOTIFICATION

In exercise of powers conferred by clause (f) of section 2 of the Sikkim Allotment of House Sites and Construction of Building (Regulation & Control) Act, 1985, the State Government hereby Declares the area with in Gangtok Town as notified green belt areas as per annexure ‘A’ (Area I), Annexure (Area II) and Annexure ‘C’ (Area III) for the purpose of this Act.

ANNEXURE ‘A’

GREEN BELT AREA - I

Bounded by :-

NORTH- Trijunction near GICI (Government Institute of Cottage Industries) formed by the North Sikkim
Highway, the National Highway approaching from Gangtok Bazar till the GICI and the National
Highway going towards Zero Point from the GICI Complex.

EAST:-

a) National Highway from the Road Trijunction formed near GICI Complex till Zero Point.
b) Palace Ridge Road from the Zero Point till the point where the road joining ridge road and
Bhanu Path meet near the Palace Gate.

SOUTH:-

Road joining Palace Ridge Road near the Palace Gate to Bhanu Path opposite the Dukhit Pan
Dokan (Ref. No. A)

WEST:-

a) Bhanu Path from the point where it is met by the connecting road to the Palace Ridge Road
opposite Dukhit Pan Dokan (Ref. No. A) till where it is intersected by a foot path, near
approach road to White Memorial Hall.
b) Foot path linking Bhanu Path near the point of approach road to White Memorial Hall to
Tibet road at a point on Tibet Road opposite Hon'ble Minister Shri Chamla Tshering's private
residence (Ref. No. B).
c) Road connecting Tibet Road & National Highway in between the High Court & the Hos-
pital Doctor's Quarters Complex in the South side and the All India Radio and MLA Hostel
complex in the North Side.
d) National Highway from the point where the connecting road to Tibet Road emerges
between the High Court Complex and the All India Radio Complex till Trijunction point
formed by the National Highway and the North Sikkim Highway near the GICI Complex,
The Green Belt Area includes all the areas bounded by the boundaries mentioned above but
Exclude the areas of existing buildings as given hereunder.

SL. No. | NAME OF BUILDING       | OWNER
---|------------------------|-----
1. | Assembly Hall          |     
2. | Government Quarter     |     
3. | IGP Quarter            |     
4. | Government Quarter     |     
5. | Government Quarter     |     
6. | Government Quarter     |     
7. | SPWD Rest Quarter      |     
8. | Kitchen                |     
ANNEXURE ‘B’

GREEN BELT AREA II

Area boundary by:-

NORTH- Jhora intersecting Jeewang Theeng Road near Community Hall and the foot path near Mr. Arun Rai's Private Residence (Ref. No. A) opposite the SNT Car workshop entrance gate.

EAST- Jeewan Theeng Road from the point it is intersected by the jhora near Community Hall till the point it meets the National Highway. From this point the boundary follows the National Highway till the point from where the approach road to the SNT Car Workshop bifurcates below the Radio Station area and above the Government Quarter (Ref. No. B) presently occupied by Hon'ble Minister Shri T.M. Rai.

SOUTH- Junction between the National Highway and the approach road to the SNT Workshop located below the Radio Station Complex and above the Government Quarters (Ref. No. B) presently occupied by Hon'ble Minister Shri T.M. Rai.

WEST- Approach road to SNT Car Workshop from the National Highway below the Radio Station Complex near the private residence of Mr. Arun Rai (Ref. No. A) and the SNT Car Workshop entrance gate.

The Green Belt Area includes all the areas bounded by the boundaries mentioned above but excludes the areas of existing buildings as given hereunder.

<table>
<thead>
<tr>
<th>SL. No.</th>
<th>NAME OF BUILDING</th>
<th>OWNER</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Community Hall</td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td>Vacant Land</td>
<td></td>
</tr>
<tr>
<td>3.</td>
<td>Latrine</td>
<td></td>
</tr>
<tr>
<td>4.</td>
<td>Culture Office</td>
<td></td>
</tr>
<tr>
<td>5.</td>
<td>Vacant Land</td>
<td></td>
</tr>
<tr>
<td>6.</td>
<td>Garage</td>
<td></td>
</tr>
<tr>
<td>7.</td>
<td>HM’s Quarter</td>
<td></td>
</tr>
<tr>
<td>8.</td>
<td>Kitchen</td>
<td></td>
</tr>
<tr>
<td>9.</td>
<td>Latrine</td>
<td></td>
</tr>
<tr>
<td>10.</td>
<td>Government Quarter</td>
<td></td>
</tr>
</tbody>
</table>

ANNEXURE ‘C’

GREEN BELT AREA –III

Area bounded by :-

EAST- By the National Highway from the trijunction formed by the National Highway and North Sikkim Highway near the GICI Complex till the junction between National Highway & Jeewan Theeng Road near the Community Hall Complex.

SOUTH- By the junction of the two roads National Highway and the Jeewan Theeng Road.

WEST - a) Jeewan Theeng Road from the junction point of National Highway and Jeewan Theeng Road to the Jhora near the public latrine (Ref. No. I) above Community Hall Complex.

b) From the point where the Jhora cuts the Jeewan Theeng Road, the boundary joins the South East Corner of Mr. R.S. Shresta's private residence (Ref. No. A) then running along the eastern edge of the building till the corner of the building. From this point the boundary line meets Mr. H.B. Bardewa's private RCC residence (Ref. No. B) at a point measured 40' from the South West Corner along the South Side of the building then running along the Eastern side of the building till the Northeast Corner at a distant (measured) at 40' from the North West Corner. From this point the boundary line joins the South East Corner of the private RCC building of Mr. Sonam Toppay (Ref. No. C). From the South East Corner of Mr. Toppay’s Building the boundary line joins the South Eastern Corner of Mr. Passang Lepcha’s ekra house (Ref. No.D). From the South East CORNER OF mr. Passang Lepcha’s ekra house the boundary line joins the South East Corner of Government quarters (Ref. No. E). Then it runs along the Eastern sides of the RCC building of Mr. D. P. Century and John Ballin respectively (Ref. No. F & G)
till the North East corner of Mr. John Ballin's building. From this point it joins the south Eastern corner of the private RCC building of Mr. W. Issac (Ref. No. H). From then it runs along the Eastern edge of the building of Miss Cherry Namgyal & Mr. T.T. Lachungpa (Ref. No. I & J) till the North Eastern Corner of Mr. Lachungpa's RCC building (Ref. No. J). Then it meets the South Eastern Corner of the RCC building of Mr. Sonam Tshering (Ref. No. K) to run along the eastern edge till the North Eastern Corner. From here it meets the point of intersection between the Jhora and the approach road to the Hon'ble Deputy Speaker's (Mr. R. Lepcha) quarter.

NORTH-

By the boundary lines of plot No. 1318 now falling under the GICI complex from the junction where the plot boundary and approach road to Deputy Speaker's quarter intersect, till the trijuntion point formed by the National Highway and the North Sikkim Highway near the GICI Complex.

The Green Belt Area includes all the areas bounded by the boundaries mention above. But excludes the areas of existing buildings as given hereunder.

<table>
<thead>
<tr>
<th>SL. No.</th>
<th>NAME OF BUILDING</th>
<th>OWNER</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Public latrine</td>
<td>Paniwla</td>
</tr>
<tr>
<td>2.</td>
<td>Public latrine</td>
<td>Mali</td>
</tr>
<tr>
<td>3.</td>
<td>Government Quarter</td>
<td>Subha</td>
</tr>
<tr>
<td>4.</td>
<td>Private</td>
<td>Tempo</td>
</tr>
<tr>
<td>5.</td>
<td>Private</td>
<td>Bhutia</td>
</tr>
<tr>
<td>6.</td>
<td>Private</td>
<td>T.T. Lachungpa</td>
</tr>
<tr>
<td>7.</td>
<td>Private</td>
<td>Rimoche</td>
</tr>
<tr>
<td>8.</td>
<td>Private</td>
<td>R.D. Dadhul</td>
</tr>
<tr>
<td>9.</td>
<td>Government Quarter</td>
<td>Gang</td>
</tr>
<tr>
<td>10.</td>
<td>Private</td>
<td>Pradhan</td>
</tr>
<tr>
<td>11.</td>
<td>Private</td>
<td>Tulshi Maya</td>
</tr>
<tr>
<td>12.</td>
<td>Private</td>
<td>Lobar</td>
</tr>
<tr>
<td>13.</td>
<td>Latrine</td>
<td>GICI</td>
</tr>
<tr>
<td>14.</td>
<td>Workshop</td>
<td>GICI</td>
</tr>
<tr>
<td>15.</td>
<td>Hostel</td>
<td>GICI</td>
</tr>
<tr>
<td>16.</td>
<td>Store</td>
<td>GICI</td>
</tr>
</tbody>
</table>

P.K. PRADHAN, IAS
Secretary to the Govt. of Sikkim
Local Self Govt. & Housing. Department.

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GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT AND HOUSING DEPARTMENT
GANGTOK, SIKKIM

Notification No. 13(73)/85/7/LSGHD
Dated Gangtok, the 7th November, 1985.

NOTIFICATION

In exercise of the powers conferred by section 1 of the Sikkim Allotment of House Sites and Construction of Building (Regulation & Control) Act, 1985, the State Government upon considering the Facts and circumstances of a case, is satisfied that any building already constructed before the commencement of this Act in contravention of the existing laws, rules, notifications, orders or directions and does not fall Under the notified green belt area may regularise such construction on payment of the following fees as per The rate given at Annexure I.

ANNEXURE- I

<table>
<thead>
<tr>
<th>Building situated at</th>
<th>Buildings situated</th>
<th>Building situated</th>
<th>Building situated</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.H. and main street of the bazar.</td>
<td>Over and adjacent to jhoras on the Main street.</td>
<td>over and adjacent to jhoras outside the commercial area.</td>
<td>out the commercial area.</td>
</tr>
</tbody>
</table>

1. upto 20% of allotted land 10 time the normal salami rate.
   - Upto 20% of allotted land 8 Times the normal Salami rate.
   - Upto 20% of allotted land 6 time the normal Salami rate.
   - Upto 20% of allotted land 5 time the normal Salami rate.

2. From 20% to 40% of allotted land 20% time the normal salami rate.
   - From 20% to 40% of allotted land 12 times the normal Salami rate.
   - From 20% to 40% of allotted land 10 times the normal Salami rate.
   - From 20% to 40% of allotted land 8 times the normal Salami rate.
   - From 20% to 40% of allotted land 5 times the normal Salami rate.

3. From 40% to 50% of allotted land 30 time the normal salami rate.
   - From 40% to 50% of allotted land 22 times the normal Salami rate.
   - From 40% to 50% of allotted land 20 times the normal Salami rate.
   - From 40% to 50% of allotted land 18 times the normal Salami rate.
   - From 40% to 50% of allotted land 15 times the normal Salami rate.

4. From 50% to 60% of allotted land 40 times the normal salami rate.
   - From 50% to 60% of allotted land 35 times the normal Salami rate.
   - From 50% to 60% of allotted land 30 times the normal Salami rate.
   - From 50% to 60% of allotted land 25 times the normal Salami rate.
   - From 50% to 60% of allotted land 20 times the normal Salami rate.

5. From 60% and above 60 times the normal salami rate.
   - From 60% and above 45 times the normal Salami rate.
   - From 60% and above 30 times the normal Salami rate.
   - From 60% and above 15 times the normal Salami rate.
   - From 60% and above 10 times the normal Salami rate.

P.K. PRADHAN, IAS
Secretary to the Govt. of Sikkim
Local Self Govt. & Housing Department.
Gangtok. (Sikkim)

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.

SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK
NOTIFICATION

No. SLA/85-86/18/596                                           Dated Gangtok, the 23rd November, 1985.

The following order made by the Governor of Sikkim is hereby published
For general information:—


ORDER

In exercise of the powers conferred on me by Article 174 (1) of the Constitution of
India, I, T.V. Rajeswar, Governor of Sikkim, hereby summon the Sikkim Legislative
Assembly to meet on Thursday, 26th December, 1985 at 11.00 A.M. in the Assembly House at
Gangtok.

I further direct that the Secretary, Sikkim Legislative Assembly, shall notify the
Member accordingly.

T.V. RAJESWAR
Governor of Sikkim”.

Order By

R.B. Mukhia,
Secretary

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT
NOTIFICATION

No. 35 (7) 82-83/57/RDD. Dated Gangtok, the 29th October, 1985.

In exercise of Powers conferred by sub-section (1) of section 21 of the Sikkim Panchayat Act 1982 and sub- Rule 1,2, of Rule 3 of Sikkim Panchayat (Election of Sabhapati-Up-Sabhapati etc) Rules 1983, Shri Tseten Dorjee Bhutia is hereby elected to fill up the vacant seat caused by the resignation of Shri Kaizang Gyatso of 16 Kabi-Tingda Gram Panchayat North District from Sabhapati as well as Sadasya of above said Gram Panchayat w.e.f. 11-7-85.

P.K. PRADHAN, I.A.S.
Director Sikkim Panchayat Election and Secretary Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION

In exercise of the powers conferred by the sub-sec (1) of Section 21 of the Sikkim Panchyat Act 1982 and Sub-Rule 1,2 of Rule 3 of Sikkim Panchayat (election of Sabhapati Upsabhapati etc, Rules 1983, Shri Singhi Lepcha is hereby elected to fill up the vacant seat Caused by the resignation of Shri Sonam Choda of 1 Tong-Naga Gram Panchayat North District from Sabhapati as well as Sadasya of above said Gram Panchayat w.e.f. 5.8.85.

P. K. PRADHAN, I.A.S.
Director Panchayat Election of Sikkim
and Secretary Rural Development Department.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION

No. 35(7) RDD/82-83/59/RDD Dated Gangtok, the 29th October, 1985.

In exercise of Power conferred by Sub-Section (1) of Section 21 of the Sikkim Panchayat Act 1982 and Sub-Rule 1,2 of Rule 3 of Sikkim Panchayat (Electoral of Sabhapati Upsabhapati etc) Rules 1983, Shri Karma Lepcha is hereby elected to fill up the vacant seat Caused by the death of Shri Chaktuk Lepcha of 1 Tong-Naga Gram Panchayat, North District from Member as well as Sadasya of above said Gram Panchayat w.e.f. 5.8.85.

P. K. PRADHAN, I.A.S.
Director Sikkim Panchayat Election and Secretary Rural Development Department.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
Office of the Secretary to the Governor of Sikkim

Raj Bhavan, Gangtok.

SKM/GOV/5.

Dated Gangtok, the 21st November, 1985.

Circular

The President of India has appointed Shri T. V. Rajeswar as the Governor of Sikkim under Article 155 of the Constitution of India.

He has assumed the office of the Governor of Sikkim in the forenoon of Thursday the 21st of November, 1985.

Sonam Wangdi

Secretary to the Governor

Printed at the Sikkim Government Press, Gangtok.
GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

NOTIFICATION

No. 35(8) 83-84/5/61/RDD. Dated Gangtok, the 1st November, 1985.

In exercise of the powers conferred by Sub-Section (1) of Section 21 of the Sikkim Panchayat Act 1982, and Sub-Section (1)(2)(3) of Section 5 of Sikkim Panchayat (Election of Sabhapati- Up-Sabhapati etc) Rules 1983. The members of Ben-Namprik Gram Panchayat have been elected the Office bearers of above said Gram Panchayat w.e.f. 18.7.85 as follows:-

(1) Shri Dhan Bahadur Karki —Sabhapati
(2) “ Tika Ram Karki —Upsabhapati
(3) “ Durga Singh Roka Sachiva.

P.K. PRADHAN, I.A.S.
Director Sikkim Panchayat Election
and Secretary Rural Development Department.
In exercise of the powers conferred by sub-Section (1) of section 21 of the Sikkim Panchayat Act, 1982, and sub-Section (1)(2)(3) of section 5 of Sikkim Panchayat (Election of Sabhapati, Upsabhapati etc) Rules 1983, the members of East Pendam, Gram Panchayat have been elected the office bearers of above said Gram Panchayat w.e.f. 21.8.85 as follows:—

1. Shri Pempa Bhutia Sabhapati.
2. Shri Bishnu Kr. Sharma—Up—Sabhapati.
3. Shri Fauda Singh Tamang—Sachiva.
4. Santa Bdr. Tamang—Member.
5. Smt. Sabitri Devi Gurung—(Nominated) Member.

P.K. PRADHAN, I.A.S.
Director Panchayat Election of Sikkim
And Secretary Rural Development Department.
NOTIFICATION
No.82./SKM/(2/85)/85. - In pursuance of section 106 of the Representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the order dated the 14th September, 1985 of the High Court of Sikkim, in Election Petition No. 2 of 1985.

IN THE HIGH COURT OF SIKKIM
ELECTION PETITION NO. 2 OF 1985
DATE OF DECISION : 14-9-1985

LACHEN GOMCHEN RIMPUCHI................PETITIONER
VERSUS
1. Namkha Gyaltsen, residing at Ralong, South Sikkim.
2. The Chief Electoral Officer, Government of Sikkim, having his office at Tashiling Secretariat, East Sikkim.
5. Sonam Dorjee, Sub-Divisional Magistrate, having his office at Pakyong in East Sikkim.
6. District Collector (North), and Returning Officer, Mangan, North Sikkim.
7. District Collector (East) and Returning Officer, Gangtok, East Sikkim.
8. District Collector (West) and Returning Officer, Gyalzing, West Sikkim.
9. District Collector (South) and Returning Officer, Namchi, South Sikkim.
10. The Presiding Officer, Dolling Gumpa, South Sikkim,
11. The Deputy Chief Electoral Officer, C/O Office of the Chief Electoral Officer, Gangtok, Sikkim.

..........RESPONDENTS.

Coram :-
The Hon'ble Mr. Justice R. Dayal, Judge.
Present : Mr. Uday P. Sharma, Advocate for the petitioner.
           Mr. B. Sharma, Advocate for respondent No. 1.
           Mr. V.J. Rao, Advocate-General with
           Mr. B.C. Sharma, Asstt. Government Advocate for respondents Nos. 2, 3 and
           6 to 11.
This election petition has been filed by Shri Lachen Gomchen Rimpuchl, the unsuccessful candidate, for setting aside the election of respondent No. 1, Shri Namkha Gyaltsen to the Sikkim Legislature Assembly from the 32 Sangha Assembly Constituency and also for a declaration that he has been duly elected. Polling was held on 5th March, 1985, and results were declared on 6th March, 1985 in which respondent No. 1 was declared elected after polling 383 votes against 349 votes polled by the petitioner. The election was challenged on two grounds, one is that ballot papers were not supplied to the presiding Officers of some polling booths as per details given in sub-paragraphs (a) to (1) of paragraph No. 6 of the petition and therefore, the voters attached to those booths were denied their legal and constitutional right of adult franchise. It is alleged that if ballot papers had been received or collected by all the presiding Officers, the petitioner was sure to be elected. The second ground is that in Yangang Gompa there were 14 Sangha voters who cast their votes but the result showed as if only 12 had cast their votes. Some other allegations were also made, but they did not constitute any ground for setting aside an election and, therefore, it is not necessary to make a reference thereof.

Respondent No. 1, in his written statement, controverted the material allegations made in the petition and alleged that ballot papers had been supplied to the Presiding Officers of all the polling booths. A written statement was also filed on behalf of respondents Nos. 2, 3 and 6 to in the form of an affidavit sworn by respondent No. 3, Shri T.T. Dorjee, District Collector, East, who was the Returning officer. Beside controverting the allegations made in the petition, he stated that certain documents referred in the petition had not been supplied, which was fatal to the maintainability of the petition.

Following issues were framed:
1. Did 14 Sangha voters vote in Yangang Gompa polling booth?
2. Were any electors denied the right to vote by being not supplied ballot papers as stated in sub-paragraphs (a) to (1) of paragraph 6 of the petition?
3. If the finding or findings in respect of Issue No. 1 or No. 2 or both is or are in the affirmative, was the result of the election in favour of respondent No. 1 materially affected thereby?
4. If the election petition not maintainable for non-supply of the reports mentioned in sub-paragraphs (f) to (h) of paragraph 6 of the petition?
5. Relief?

As regards issue No 1 the petitioner has not produced any evidence to show that 14 Sangha voters cast their votes in Yangang Polling Booth. As such this issue is decided in the negative.

As regards issue No. 2, the petitioner Shri Lachen Gomchen Rimpuchi has deposed as P.W. 1 that polling agents of polling booths as per details given in the petition told him that the ballot paper did not reach their respective polling booths and on receiving this information he went to Penlong Polling Booth where many Lamas complained to him about not having received ballot papers. He has also produced an acknowledgement (Ext. P 1) from the Presiding Officer of the Penlong Junior High School Polling Booth starting that no ballot papers had been received by him from the District Collector, North, since no Sangha voters were attached to that polling booth. In his cross-examination the petitioner himself admitted that no Sangha voters had to cast their votes at this polling booth. Since there is now no dispute that there were no Sangha voters attached to Penlong Polling Booth, the petitioner could not make out any grievance that ballot papers did not reach that booth. He also deposed that a letter (Ext. P 2) written in the hand of Shri Suresh Kumar Parmar, Editor of the Eastern Express was prepared by 37 Lamas who had been denied ballot papers. The body of this document shows that the persons complaining belonged to Phodong and Phensang Monasteries. At the foot of this document, their purported signatures appear; but none of the signatures have been proved. The petitioner could not identify the signature of any of these persons. This document is addressed to the Chief Electoral Officer, Gangtok, Sikkim. There is no evidence that the original of this document was delivered to the addresses. In his cross-examination, the petitioner stated that he had sent Shri Chung Chung to deliver this document to the Chief Electoral Officer; but he did not receive any acknowledgement about it. Shri Chung Chung has been not examined. The petitioner has stated in his cross-examination that he went only to two polling booths on the date of polling, namely, Chandmari and Penlong but admittedly no Sangha voters were attached to any of these booths. No elector has entered the witness box to depose that he was denied a ballot paper. It is thus clear that the petitioner has failed to prove that any electors were denied the right to vote by not being supplied with ballot papers as stated in sub-paragraphs (a) to (1) of paragraph 6 of the petition. This issue in decided in the negative.

Issue No. 4 is not pressed by the learned Advocate-General who has appeared on behalf of respondents Nos. 2, 3 and 6 to 11.
7. In the result, the petitioner is not entitled to any relief. Accordingly, the petition is dismissed. The petitioner shall pay Rs. 1,000/- to respondent No. 1 and another sum of Rs. 1,000/- to respondent Nos. 2, 3 and 6 to 11 as costs.

Dated: 14. 9. 1085

(R. DAYAL)
JUDGE

By order,

(T. D. GUPTA)
UNDER SECRETARY
ELECTION COMMISSION OF INDIA.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. 181     Gangtok, Thursday December 5, 1985.

(TO BE PUBLISHED IN THE GAZETTE OF INDIA, PART II SECTION 3, SUB-SECTION (ii)

GOVERNMENT OF INDIA
MINISTRY OF INFORMATION & BROADCASTING

New Delhi, the 15th October, 1985.

ORDER

S.O………..In exercise of the powers vested under the provisions of Rule 14(b) of the Regulation relating to the working of the Film Advisory Board, the Central Government hereby approves films specified in column 2 of the schedule annexed is hereto in all its/their language version to be of the description specified against it/each in column 6 of said schedule.

SCHEDULE

<table>
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<tr>
<th>Sr. No.</th>
<th>Titles of the Film (in meters)</th>
<th>length of the film</th>
<th>Name of the applicant</th>
<th>Name of the Producer</th>
<th>Brief synopsis whether a scientific film or for educational Purposes or a film Dealing with news, Current events or a documentary or film.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>New Magazines No. 60</td>
<td>453</td>
<td>Films Division</td>
<td>Government of India</td>
<td>News and current event General Release</td>
</tr>
</tbody>
</table>

(File No. 315/7/85-FP)

SUUKUMAR MANDAL,
Desk Officer
Tel: 384995

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANTOK.
GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Notification No. 34/H.
Dated Gangtok the 16th November, 1985.

Election Commission of India's Notification No. 56/84-XVII dated 6th November, 1985 is hereby republished for general information.

ELECTION COMMISSION OF INDIA
NEW DELHI
Dated: 6th November, 1985
Kartika, 15, 1907 (Saka)

KOTIFICATION

S.O.—Whereas the Election Commission of India is satisfied that as a result of its performance at the general election to the Lok Sabha held in December, 1984, in the State of Jammu and Kashmir, the Jammu and Kashmir Panthers Party which is a registered unrecognised political party under para 3 of the Election Symbols (Reservation and Allotment) Order, 1968, is entitled for recognition in terms of paragraph 6 (2) (B) of that Order;

And whereas the Commission has decided to recognise the Jammu and Kashmir Panthers Party as a State Party in the State of Jammu and Kashmir and reserve the symbol 'Bicycle' for the said party in Jammu and Kashmir State; and

Now therefore, in pursuance of clauses (b), (c) and (d) of sub-paragraph (1) and sub-Paragraph (2) of paragraph 17 of the Election Symbols (Reservation and Allotments) Order 1968, the Election Commission hereby makes the following amendments in its notification No. 56/84-I, dated the 13th November, 1984 published in the Gazette of India, Extraordinary, Part II, Section 3 (iii), dated the 16th November, 1984, as amended from time to time, namely—

1. In Table 2 of the said notification in the entries relating to Jammu and Kashmir, under columns 2 and 3, the entries "3. Jammu and Kashmir Panthers Party..... Bicycle" shall be added.

2. In Table 3 of the said notification under columns 1 and 2,
   (a) the entry "13. Jammu and Kashmir Panthers Party......Jammu and Kashmir" shall be deleted; and
   (b) the existing entries 14 and 15 shall be renumbered as 13 and 14.

3. In Table 4 of the said notification against the State of "7. Jammu and Kashmir" mentioned under column 1 thereof, the (a) entry " 2. Bicycle ” shall be deleted and (b) the existing entries 3 to 24 shall be re-numbered as 2 to 28.

The recognition granted to the above mentioned political party is subject to the following conditions:-

1. The party shall communicate to Commission without delay any change in its name and head office. Office bearers and their addresses and political principles, policies and objectives and any change in any other material matters;
(ii) The party shall intimate the Commission immediately whenever any amendments are issued to party constitution along with the relevant documents like the notice for the meeting, to consider amendments, agenda for the meeting, minutes of the meeting where the amendments have been carried etc;

(iii) The party shall maintain all the records like minutes books, accounts books, membership register, receipt books, etc properly.

(iv) The said records shall be open for inspection at any time by the authorised representative(s) of the Commission; and

(v) The recognition granted shall be reviewed by the Commission from time to time.

[No. 56/84-XVII]

By Order,

R.P. BHALLA,
Secretary

N.D. CHINGAPA,
Joint Chief Electoral Officer
Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
No. SLAS/85-86/204/638.                                             Dated Gangtok, the 3rd December, 1985

In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the
Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the
Following Bill:-

THE SIKKIM COURT FEES (EXEMPTION AND MISCELLANEOUS

(BILL NO. 12 OF 1985)

A Bill
to amend the Sikkim Court Fees (Exemption and Miscellaneous Provisions)
Act, 1983.

Be it enacted by the Sikkim Legislative Assembly in the Thirty-sixth Year
of the Republic of India as follows :-

1. (1) This Act may be called the Sikkim Court Fees (Exemption and Mis-

(2) It shall be deemed to have come into force on the 1st day of May,
1983.

2. In the Sikkim Court Fees (Exemption and Miscellaneous Provisions) Act,
1983 (hereinafter referred to as the principal Act) after section 3, following
section shall be inserted, namely :-

3A. (1) A person claiming exemption under section 3 shall satisfy the court
by filing an affidavit and if so required by the court by adducing
oral or documentary evidence that the annual income of such person
from all sources is less than twenty-five thousand rupees.

(2) The court may cancel the exemption granted, at any time before the
passing of judgment or final order, on being satisfied that such
exemption ought not to have been granted.

"procedure for granting exemption."

"short title and
commencement."
In the principal Act, after section 5, the following section shall be inserted, namely:

6. No court shall refund the court fees paid in suits and appeals except on the following grounds:

(i) Withdrawal of a suit without any hearing,

(ii) Settlement or compromise before the commencement of the trial.

(iii) On remand in an appeal to the extent of amount paid as court fees in such appeal.

STATEMENT OF OBJECTS AND REASONS

Section 3 of the Sikkim Court Fees (Exemption and Miscellaneous Provisions) Act, 1983 makes provisions for granting exemption from the payment of court fees to those persons whose annual income from all sources does not exceed Rs. 25,000. Since there is no provision for the verification of the annual income of the applicants claiming exemption from court fees, the object of the Act being that of extending the maximum benefit to the poorer section of the society is being widely abused. With a view to ensuring that the maximum benefit of the Act accrues to the poorer sections of the society it is proposed to amend the Sikkim Court Fees (Exemption and Miscellaneous Provisions) Act, 1983 by making provisions requiring the persons claiming exemption from court fees to satisfy the court by filing an affidavit and if so required by the court by adducing oral or documentary evidence that his annual income from all sources is less than Rs. 25,000. It is also proposed to empower the court to cancel the exemption already granted at any time before the passing of judgment or final order if the court is satisfied that such exemption ought not to have been granted.

At present there is no provision for refund of court fees in the law relating to court fees in force in the State. The High Court of Sikkim has held in the case of Kalawati Adhikari vs. Rup Narayan Bahun [1978(3)SLJ 15] that under the provisions of laws in Sikkim, the courts have inherent power to order refund of court fees in appropriate cases. Accordingly the courts are inclined to refund of court fees paid by the parties generally resulting in the loss of revenue to the public exchequer.

It is, therefore, proposed to insert a new section after section 5 of Act making provision for the refund of the court fees on certain grounds only.

With the above objects in view the Bill has been framed.

K.N. UPRETI,
Minister-in-charge.

FINACIAL MEMORANDUM
-NIL-

MEMORANDUM REGARDING DELEGATED LEGISLATION
-NIL-

By Order,

K. B. MUKHIA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
In pursuance of rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly, the Speaker has been pleased to order the pre-publication of the following Bill:

THE SIKKIM AGRICULTURAL LAND CEILING AND REFORMS (AMENDMENT) BILL, 1985
(BILL NO. 13 OF 1985)

A BILL

to amend the Sikkim Agricultural Land Ceiling and Reforms Act, 1977.

Be it enacted by the Legislative Assembly of Sikkim in the Thirty-sixth Year of the Republic of India as follows:

1. (1) This Act may be called the Sikkim Agricultural Land Ceiling and Reforms (Amendment) Act, 1985.

(2) It shall come into force at once.

2. In the Sikkim Agricultural Land Ceiling and Reforms Act, 14 of 1977, to section 7, the following proviso shall be added, namely:

"Provided that a transfer by any person holding land in excess of ceiling limit in favour of landless persons having land below the ceiling limit and not exceeding the ceiling with the prior permission of the State Government shall not be deemed to be null and void."
STATEMENT OF OBJECTS AND REASONS

The Government have felt it essential to amend the Sikkim Agricultural Land Ceiling and Reforms Act, 1977 in order to make a provision for transfer of agricultural land by any person holding land in excess of ceiling limit in favour of landless person or persons having land below the ceiling with the prior permission of the State Government.

SONAM DUPDEN LEPCHA
Minister-In-Charge
Land Revenue Department.

FINANCIAL MEMORANDUM
-NIL-

MEMORANDUM REGARDING DELEGATED LEGISLATION
-NIL-

By Order

R. B. MUKHIA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
NOTIFICATION


In pursuance of Rule 75 of the Rules of Procedure and Conduct of Business in the Sikkim Legislative Assembly the Speaker has been pleased to order the pre-publication of the Following Bill:

HE SIKKIM CINEMAS (REGULATION) AMENDMENT BILL, 1985
(Bill No. 14 of 1985)

A BILL

to amend the Sikkim Cinemas (Regulation) Act, 1978 (No. 20 of 1978).

Be it enacted by the Legislature of Sikkim in the Thirty-sixth Year of the Republic of India as follows:—

1. (1) This Act may be called the Sikkim Cinemas (Regulation) Amendment Act, 1985.

(2) It extends to the whole of Sikkim.

(3) It shall come into force at once.

2. In the Sikkim Cinemas (Regulation) Act, 1978 (hereinafter referred to as the principal Act), in section 2,—

(a) in clause (e), after the words 'a film on' and before the words 'screen' the word 'television' shall be inserted;

(b) after clause (e), the following clause shall be inserted, namely:

"(f) 'Video Library' means a place, by whatever name called, where the business of selling, letting on hire, distribution, exchange or putting into circulation, in any manner whatsoever, of film for purposes of exhibition is carried on."

4. In the principal Act, after section 3, the following section shall be inserted, namely:

3A. (1) No person shall keep any Video Library except under and in accordance with a licence granted under sub-section (1) above.
Where a person keeps more than one Video Library,
whether in the same town or village or in different towns or villages, he shall obtain a separate licence in respect of each Video Library.

(3) Every person keeping a Video Library under this Act shall, in respect of each film in his possession, produce when demanded by an officer authorised by Government in this behalf, a letter of consent from the person who is the first owner of the Copyright of the Cinematograph film under section 17 of the Copyright Act, 1957 (Act XIV of 1957) and in case such copyright has been assigned under section 18 of the said Act, from the assignee of such copyright.

(4) No person who is granted a licence shall sell, let to hire, distribute, exchange, or put into circulation in any manner whatsoever, any film other than a film which has been certified as suitable for public exhibition by the authority constituted under section 3 of the Cinematograph Act 1952 (Act 37 of 1952) and which, when exhibited, display the prescribed mark of that authority, and has not been altered or tampered with in any way since such mark was affixed thereto.

5. In the principal Act, in section 4, after the words "proposed to be given" and before the words "is situated", the words "or the Video Library is proposed to be opened" shall be inserted.

6. In the principal Act, in section 4A, after the words 'Video exhibition' and before the word "shall", the words "and for keeping a Video Library" shall be inserted.

7. In the Sikkim Entertainment Tax Act, 1980, after section 3B, the following section shall be inserted, namely:

3BB. Any officer authorised by the Government in this behalf, by notification, may—
(a) enter, if necessary by force, whether by day or night, with such assistance as he considers necessary, any premises, which he has reason to suspect, are being used for purposes connected with the exhibition of films on the television screen through Video Cassette Recorder or keeping a Video library in contravention of the provisions of the Sikkim Cinemas (Regulation) Act, 1978 and the rules made thereunder;

(b) search the premises and persons whom he may find therein;

(c) take into custody and produce before the Magistrate mentioned in section 3C, all such persons as are concerned or against whom a reasonable complaint has been made or credible information has been received or a reasonable complaint has been received or a reasonable suspicion exists of their having been concerned with the exhibition of film or keeping a Video library in contravention of the provisions of the Sikkim Cinemas (Regulation) Act, 1978 and rules made thereunder;

(d) Seize all things found therein which are intended to be used or reasonably suspected to have been used in connection with such exhibition of film or keeping a Video library.
STATEMENT OF OBJECTS AND REASONS

In Sikkim there is no provision for regulation of Video Cassette Library in the law relating to Cinemas. With a view to ensuring that the running of Video Cassette Library is regulated under the law it is felt necessary to insert new provisions in the Sikkim Cinemas (Regulation) Act, 1978 (20 of 78) and the Sikkim Entertainment Tax Act, 1980 (8 of 80).

In the Sikkim Entertainment Tax Act, 1980 it is proposed to incorporate a provision relating to power of entry, search and seizure with a view to deal with persons contravening the provisions of the said Act. It is also proposed to restrict the definition of the terms of 'Video exhibition' in the Sikkim Cinemas (Regulation) Act, 1978, by restricting the Video exhibition only through Television screen.

With the above objects in view the Bill has been framed.

N.B. BHANDARI,
CHIEF MINISTER
And
Minister In-Charge, Local Self Government & Housing Department.

FINANCIAL MEMORANDUM
-NIL-

MEMORANDUM REGARDING DELEGATED LEGISLATION
-NIL-

By Order,

R.B. MUKHIA,
Secretary,
Sikkim Legislative Assembly.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT

TRADE LICENCE RULES

In exercise of the powers conferred by section S of the Sikkim (Repeal and Miscellaneous Provisions) Act, 1985, the State Government hereby makes the following rules for issue, control and regulation, of trade licences in the State of Sikkim.

1. i) These rules may be called the Sikkim trade Licence and Miscellaneous Provision Rules, 1985.
   ii) They shall apply to the whole of Sikkim.
   iii) They shall come into force at once.

Part I.

2. In these rules unless there is anything repugnant to the subject or context:-
   b) "Building* includes a house, out house, lodging house, stable, perry, urinal, shed, hut, wall (other than a boundary wall, not exceeding 3.05 metres in height) verandah, balcony, cclaja, sunshed, staircase and any other such structure, whether of masonry, bricks, wood, mud, metal or any other material, whatsoever but does not include temporary shed erected on religious or ceremonial or festive occasions;
   c) "dangerous disease" means-
      i) cholera, plague, small-pox, cerebro-spinal meningitis and diphtheria and any other disease which the State Government may, by notification, declare to be a dangerous disease for all or any of the purposes of this Act;
      d) "Drug" means any substance used as medicine or in the composition or preparation of medicines, whether for internal or external use but does not include drug within the meaning of clause (b) of section 3 of the Drugs and Cosmetics Act, 1940;
   e) "Food" includes every article used for food or drink by man other than drug or water and any article which ordinarily enters into or is used in the composition or preparation of human food, and also include confectionary, flavoring and coloring matters and spices and condiments;
f) "Living things'' means any animal, bird or fish;
g) "Lodging house'' means a house in which tourists or other person are harbored or lodged for hire or reward for a single night or for some other short period and where there is ordinarily a community eating or sleeping accommodation;
h) "market'' includes a slaughter house or any place where persons assemble for the sale and purchase of any living thing, food or any article of food;
i) "notification'' means a notification published in the Official Gazette;
j) "premises'' includes lands, buildings, vehicles, tents, vans,
structure of any kind stream, lakes, drains, ditches or places open, covered or enclosed, whether built on or not and whether public or private, and whether natural or artificial and whether maintained or not under statutory authority;
k) "Secretary'' means the Secretary to the Government of Sikkim in the Local Self Government and Housing Department and includes Additional Secretary, Joint Secretary, Deputy Secretary and Under Secretary.
l) "Grocery'' means food grains, spices and other edible items for consumption.
m) "Manihari'' means all other household goods excluding grocery.

Part II.

3. No person shall manufacture, store, sell, exhibit for sale, use or permits to be used any place for the purpose of trade of any goods or commodity as enumerated in Schedule I or Schedule II as die case may be, except under a licence, issued these rules.

4. The authorities competent to issue licences in form II and III as the case may be are (i) joint Secretary, (ii) Deputy Secretary and Under Secretary.

5. (a) Every person who desires a licence under these rules shall:
   an application in form No. 1 to be obtained from the Local Self Government & Housing Department on production of Bank Receipt of Rs. 5/-
   deposited under Mead 04 c or any other Head which may be assigned* for this purpose from time to time;
   b) Every person making an application for a licence shall sub
   passport size photographs alongwith the application form;
   c) Every person applying for a licence shall comply with the provisions of these rules and shall also abide by the conditions stated in Nos. I and II or III as the case may be;
   d) Outside the Bazar area, licence may be issued giving preference to local inhabitants.
   EXPLANATION:- for the purpose of this Rule, inhabitants settled in the locality prior to 1961.

6. In case the applications for a licence is for manufacture, storage or sale of any one of the articles of food, the authority having power to grant such a licence shall inspect the premises and satisfy himself that the premises is free from sanitary defects.

7. (i) on receipt of an application and subject to the provision of these rules :-
   a) a licence may be issued in Form II in respect of items enumerated in Schedule I.
   b) a Hawker licence may be issued in Form III in respect of items enumerated in Schedule II.
   (2) A Copy of the licence may be supplied to the District Collector having jurisdiction over the place where the licence carries on his business.
Conditions for running 8. i) A Hawker licence shall not be issued for more than one bazar.
   ii) Hawker business shall be subject to the availability of space in that particular bazar.
   iii) A licencee shall confine his trade within the specified market yard.
   iv) A licencee shall not occupy more than the area earmarked by the Department for exposing his goods for sale.
   v) A licencee shall not raise any structure for exposing his goods for sale.

Validity of licence. 9. A trade licence or a hawker licence issued under these rules unless suspended or cancelled earlier shall be in force only till the end of the financial year during which it is issued.

Licence fee. 10. The fee in respect or a trade licence or Hawker licence for trade in the items enumerated in Schedule I and Schedule II shall be such as specified against each item enumerated in the respective Schedule subject to a maximum of Rs. 1,00/- cumulatively for trade in two or more items.
   Provided that such fee is subject to revision by the State Government from time to time.

Renewal of licence. 11. An application for renewal of a licence shall be made before the expiry of validity of licence and the procedure for renewal is the same as detailed for granting a licence. The licence shall be deemed to be in force during the pendency of the disposal of the renewal application.

Cancellation of Licence 12. A licence issued under the provision of these rules shall be cancelled:
   a) if the licencee fails to abide by the conditions laid down in the licence;
   b) if the premises of the shop has been shifted without the approval of the State Government;
   c) if the fire fighting equipments are not available in the shop;
   d) if the container for disposing of garbage is not available within the premises;
   e) if any animal is kept in the shop premises or within the bazar area without abiding by the general instructions issued by the Government from time to time.
   f) if the licencee carries on or permits to be carried on, any other trade in the licenced premises, except the trade mentioned in the licence;
   g) if it becomes evident that the running of the trade has created a public nuisance and pointed the vicinity;
   h) if it becomes evident that the running of the trade has is a misrepresentation of fact or mistake;
   i) if the licencee fails to display a notice board containing the nature of articles which he is exposing or offering for sale in accordance with the instructions issued by the Government from time to time;
   j) If it is found that the trade licence has been sub-let.
   k) If it is found that licence is carrying on his business in an unapproved building.
   Provided that no order of cancellation shall be made unless the licence has been given opportunity of making representation.

Part IV

Duplicate licence 13. The authority empowered to issue a licence may, for sufficient reasons, issue a duplicate licence on payment of Rs. 25/- with the word ‘Duplicate’ appearing prominently thereon.
Part V.

Restriction in keeping 14. No meat, bread-stuff, cake, sweetmeat, confectionary or any other articles of food intended or commonly used for human consumption withoutwise than in a cover further preparation by cooking shall be sold, exposed, hawked about or recaptacles, stored for sale unless they be kept properly covered or otherwise guarded in a proper manner! so that they shall be protected from dust, dirt, and flies.

Power to close shop 15. The Government may, for a specified time, with a view to prevent, or market in case of dangerous disease. lodging house in a market area shall be closed, or forbid any person to attend any such market, to lodge in such lodging or in such hotel.

Licence and control of 16. The State Government or any person authorised by it may require every person intending to establish a fair or a mela in any market to apply for a licence and such licence may be granted on payment of a fee as specified in Schedule I.

Restriction of sell of 17. No person shall sell or expose for sale- diseased animal or wholesome articles a) any living thing intended for food; or b) any other article of food or drug intended to be used for human consumption. Consumption, which is diseased, unsound, or unfit for consumption.

Power to inspect places 18. (1) The Secretary or any officer authorised by the Secretary when food etc. intended for human consumption is stored. a) at all reasonable time enter into and inspect any place in which any living thing, food or any article of food or any drug is deposited for the purpose of sale; or, b) inspect and examine any living thing, food or any other article of food or any drug intended for human consumption which is being hawked about for sale.

Part VI.

Fine 19. Whosoever commits any offence by contravening or failing to comply with any provision of the Act or of these rules or any direction lawfully given to him or any requisition lawfully made upon him under the provision of the Act or under these rules, shall be punished with fine which may extend to Rs. 5,000/-

Appeal. 20. An appeal against the order of the authority refusing to issue a licence, cancelling a licence, revoking a licence, refusing to renew a licence shall within a period of 30 days lie with the Secretary; PROVIDED that an appeal filed after the expiry of the said period of 30 days may be entertained if the appellant satisfies that he was prevented by sufficient cause from not filing the appeal in time.

Stay of enforcement of 21. Where an appeal is preferred from an order of the authority issuing a licence, the appellate authority may stay the enforcement of that order for such period and on such condition as he deemed fit.

Disposal of appeal. 22. Every appeal shall be disposed of by the appellate authority as expeditiously as possible.

Finality of orders. 23. Every order made by the appellate authority shall be final and shall not be questioned in any court of law.

Procedure in appeal. 24. An appeal preferred under these rules shall be in writing, shall set forth concisely the grounds of objection to the order appealed against, and shall be accompanied by a copy of order.

Time and place for 25. On receipt of the application for appeal the appellate officers shall appoint *time and place for hearing the appeal and shall give notice thereof to the appellant and dispose of the appeal as per these Rules.
Part VII
Miscellaneous

Disposal of mad and Stray dogs and animals.

The State Government may, authorise any person -

1) to destroy or cause to be destroyed or confine, or cause to be confined, for such period as the state Government may direct, any dog suffering from any loathsome disease or from rabies, or bitten by any dog or other animal suffering or suspected to be suffering from rabies.

2) No damages shall be payable by the Government or by any person authorised under this rule in respect of any dog or stray animal confined, destroyed or otherwise disposed of under this rule.

(P.K. Pradhan)
Secretary to the Government of Sikkim, Local Self Government & Housing Department.

Date……………………………….
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT GANGTOK (SIKKIM)

To,
The Secretary,
Local Self Government & H. Department,
Government of Sikkim,
Gangtok.

Location of trade................................................................. District .................................................. Date........

Sir,

I/We on behalf of M/S…………………………………………………………… ……

Request you to grant license to carry on trade operation or operations, op to keep the articles stated
Below or upon the premises situated at…………………………………………
For the year..........................................................................................................

1. name of applicant/applicants-lock letters)
   (in block letters)

2. name of firm/company with registration No. represented by them, if any-

3. Age of the applicant/applicants-

4. father's/Husband's name-

5. residential address
   a) House No.
   b) Street/Road
   c) P.O./P.S.
   d) District

6. Purpose for which license is required (State the nature/operation/name of articles proposed to be
dealt with).
   1. 
   2. 
   3. 
   4.
   5. 
   6.
   7. 
   8.
   9. 
   10.

7. Description of the premises where the trade etc. is proposed to be carried out :-
   a) House No./Name of the house owner
   b) Street/Road
   c) Locality
   d) P.O./P.S.
   e) District

8. Address of godown where the articles are stored.

The application is accompanied by the following documents :-

1. Registration of the firm/shop, if any

2. In case the proposed shop is outside bazar area a clearance certificate from the D.F.O. of the District
indicating that the proposed house does not fall in the Government land and road reserve.

3. Recommend at ion from Gram Panchayat of the area.

4. An undertaking stating -
   a) I abide that the license shall be exhibited in a conspicuous place and shall be produced for
verification by the Government in this behalf as and when demanded ;
   b) that in case of contravention of any of the aforementioned conditions and any provisions of the
Sikkim Trade License Rules, 198c, the Government may cancel the license ;
   c) I abide by all the conditions laid down in the license. That all the information given are true to
my knowledge and belief.

Yours faithfully,

Signature.
GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT AND HOUSING DEPARTMENT
GANGTOK (SIKKIM)

SL NO.            FORM NO.II
BOOK NO.           (See Rule 4)

TRADE LICENCE NOT TRANSFERABLE

Licence No………………………………….      Date…………… ……….

To,
…………………………………………..
…………………………………………….
…………………………………………….

The Local Self Government & Housing Department hereby grants unto you this licence for the
Use of or part of premises No. ...... at ..............................................
Indication of house                          address of the locality ...................................
for the purpose of carrying on trade/ operations or keeping articles mentioned
below subject to the terms and condition mentioned overleaf and acknowledge to have received in
consideration thereof the sum of Rs. .......................vide receipt No. ..............date
................only being the licence fee due for the year ending ..........................

Name of trade /Name of Articles
1.      2.      3.
4.      5.      6.
7.      8.      9.
10.      11.      12.

Licensing Authority
Local Self Govt. & H. Department,
Government of Sikkim.

Date …………………………………….

RENEWAL

Date of renewal                  Period of       Amount      B. R. No.       Signature of       Remarks
 Validity                      Rs. P.        Licensing Officer.

A passport size photograph to affix here.
8

CONDITION OF LICENSE

1. That you shall not contravene any of the provisions of the Sikkim (Repeal and Miscellaneous Provision Act, 1985.
2. That you shall abide by all instructions given by the Department from time to time;
3. That you shall produce your license whenever required to do so by any officer of the Department;
4. That you shall deal only in commodities and at places mentioned in the license;
5. That you shall not close business without the approval of Local Self Government & Housing Department whether temporarily or permanently;
6. That you shall not sell any adulterant as defined in Prevention of Food Adulteration Act, 1954;
7. That you shall not sublet the license to another person;
8. That you shall keep the premises neat and clean and free from any sanitary defect;
9. That you shall maintain an empty tin for the disposal of dirt and waste products;
10. That you shall not display your goods/commodities on public thoroughfares;
11. That you shall pay tax as assessed in the Bazar contract License Agreement;
12. That you shall allow any officer of the Local Self Government and Housing Department authorised the authority empowered to issue license to enter into any premises, where manufacture and/or of commodities is carried on;
13. If the licensee, contravens any of the above terms and conditions, then without prejudice to any other action that may be taken against him, he; licensee will suspended or cancelled and he will be liable a penalty not exceeding Rs.1000.-

Licensing Authority
Local Self Government & Housing Department
Government of Sikkim.
<table>
<thead>
<tr>
<th>No.</th>
<th>Sl.</th>
<th>Items</th>
<th>Rate of licence Fee (in rupees)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>28</td>
<td>Type Writer, duplicating machine repairers and rubber stamp</td>
<td>100</td>
</tr>
<tr>
<td>2.</td>
<td>27</td>
<td>Sale of earthen goods</td>
<td>100</td>
</tr>
<tr>
<td>3.</td>
<td>26</td>
<td>Business in photographic studio</td>
<td>150</td>
</tr>
<tr>
<td>4.</td>
<td>25</td>
<td>Sale of photographic goods photograph and frames</td>
<td>100</td>
</tr>
<tr>
<td>5.</td>
<td>24</td>
<td>Sale of Kerosene</td>
<td>150</td>
</tr>
<tr>
<td>6.</td>
<td>23</td>
<td>Sale of Petrol</td>
<td>350</td>
</tr>
<tr>
<td>7.</td>
<td>22</td>
<td>Sale of alcathene and polythene pipe</td>
<td>200</td>
</tr>
<tr>
<td>8.</td>
<td>21</td>
<td>Torch repairing</td>
<td>100</td>
</tr>
<tr>
<td>9.</td>
<td>20</td>
<td>Radio repairing</td>
<td>100</td>
</tr>
<tr>
<td>10.</td>
<td>19</td>
<td>Sale of Radio (including record players &amp; records)</td>
<td>200</td>
</tr>
<tr>
<td>11.</td>
<td>18</td>
<td>Sale of Watch &amp; clock</td>
<td>200</td>
</tr>
<tr>
<td>12.</td>
<td>17</td>
<td>Motorbike, scooter, cycle</td>
<td>500</td>
</tr>
<tr>
<td>13.</td>
<td>16</td>
<td>Dealing in sewing machine</td>
<td>100</td>
</tr>
<tr>
<td>14.</td>
<td>15</td>
<td>Dealing in paint</td>
<td>200</td>
</tr>
<tr>
<td>15.</td>
<td>14</td>
<td>Running of business of steel furniture</td>
<td>100</td>
</tr>
<tr>
<td>16.</td>
<td>13</td>
<td>Retail dealing in grocery</td>
<td>100</td>
</tr>
<tr>
<td>17.</td>
<td>12</td>
<td>Retail dealing in textile cloth</td>
<td>100</td>
</tr>
<tr>
<td>18.</td>
<td>11</td>
<td>Retail dealing in manihari</td>
<td>150</td>
</tr>
<tr>
<td>19.</td>
<td>10</td>
<td>Dealing in stationary &amp; books</td>
<td>100</td>
</tr>
<tr>
<td>20.</td>
<td>9</td>
<td>Dealing in stationary &amp; books</td>
<td>200</td>
</tr>
<tr>
<td>21.</td>
<td>8</td>
<td>Retail dealing in manihari</td>
<td>150</td>
</tr>
<tr>
<td>22.</td>
<td>7</td>
<td>Wholesale dealing in manihari</td>
<td>150</td>
</tr>
<tr>
<td>23.</td>
<td>6</td>
<td>Retail dealing in grocery</td>
<td>100</td>
</tr>
<tr>
<td>24.</td>
<td>5</td>
<td>Wholesale dealing in textile cloth</td>
<td>100</td>
</tr>
<tr>
<td>25.</td>
<td>4</td>
<td>Retail dealing in textile cloth</td>
<td>300</td>
</tr>
<tr>
<td>26.</td>
<td>3</td>
<td>Sale of textile cloth</td>
<td>100</td>
</tr>
<tr>
<td>27.</td>
<td>2</td>
<td>Dealing in Orange</td>
<td>240</td>
</tr>
<tr>
<td>28.</td>
<td>1</td>
<td>Dealing in cardamom</td>
<td>200</td>
</tr>
</tbody>
</table>

**Notes:**
- Rates are in rupees.
- Some items have no specified rates.
- The table is formatted with centered text and some bolded text for emphasis.
<table>
<thead>
<tr>
<th>No.</th>
<th>Description</th>
<th>Rate (Rs.)</th>
</tr>
</thead>
<tbody>
<tr>
<td>55</td>
<td>Book binding, file etc.</td>
<td>100</td>
</tr>
<tr>
<td>56</td>
<td>Industries small scale</td>
<td>200</td>
</tr>
<tr>
<td>57</td>
<td>Industries Medium scale</td>
<td>400</td>
</tr>
<tr>
<td>58</td>
<td>Film distribution</td>
<td>1000</td>
</tr>
<tr>
<td>59</td>
<td>Television</td>
<td>400</td>
</tr>
<tr>
<td>60</td>
<td>Video library</td>
<td>500</td>
</tr>
<tr>
<td>61</td>
<td>TV license of V.C.R. renting</td>
<td>300</td>
</tr>
<tr>
<td>62</td>
<td>Provisions goods</td>
<td>150</td>
</tr>
<tr>
<td>63</td>
<td>Tea and Thukpa Shop</td>
<td>100</td>
</tr>
<tr>
<td>64</td>
<td>Hotel and Restaurant</td>
<td>200</td>
</tr>
<tr>
<td>65</td>
<td>Bakery and manufacturing treads Biscuits and cakes</td>
<td>100</td>
</tr>
<tr>
<td>66</td>
<td>Tea and Sweetmeat</td>
<td>250</td>
</tr>
<tr>
<td>67</td>
<td>Vegetable and fruit</td>
<td>100</td>
</tr>
<tr>
<td>68</td>
<td>Loose oranges and apples</td>
<td>100</td>
</tr>
<tr>
<td>69</td>
<td>Dalmuth, Toffee and logence</td>
<td>100</td>
</tr>
<tr>
<td>70</td>
<td>Photostat Machine</td>
<td>100</td>
</tr>
<tr>
<td>71</td>
<td>Constructional equipment</td>
<td>50</td>
</tr>
<tr>
<td>72</td>
<td>Medical equipment</td>
<td>100</td>
</tr>
<tr>
<td>73</td>
<td>Milk Diary</td>
<td>100</td>
</tr>
<tr>
<td>74</td>
<td>Carpet (DCM)</td>
<td>100</td>
</tr>
<tr>
<td>75</td>
<td>Meat and Fish</td>
<td>100</td>
</tr>
<tr>
<td>76</td>
<td>Books/Stationeries</td>
<td>200</td>
</tr>
<tr>
<td>77</td>
<td>Lubricants</td>
<td>100</td>
</tr>
<tr>
<td>78</td>
<td>Auction goods</td>
<td>100</td>
</tr>
<tr>
<td>79</td>
<td>Spices</td>
<td>100</td>
</tr>
<tr>
<td>80</td>
<td>Shoe</td>
<td>100</td>
</tr>
<tr>
<td>81</td>
<td>Shoe repair</td>
<td>100</td>
</tr>
<tr>
<td>82</td>
<td>Motor garage (Workshop)</td>
<td>1000</td>
</tr>
<tr>
<td>83</td>
<td>Gold and Silver and other metals</td>
<td>500</td>
</tr>
<tr>
<td>84</td>
<td>Dry Cleaners</td>
<td>200</td>
</tr>
<tr>
<td>85</td>
<td>Laundry (Dhobi)</td>
<td>20</td>
</tr>
<tr>
<td>86</td>
<td>Tailoring houses</td>
<td>200</td>
</tr>
<tr>
<td>87</td>
<td>Godown/storage</td>
<td>100</td>
</tr>
<tr>
<td>88</td>
<td>Saloons</td>
<td>200</td>
</tr>
<tr>
<td>89</td>
<td>Stamp vendor and petition writer</td>
<td>50</td>
</tr>
<tr>
<td>90</td>
<td>Medical practitioner</td>
<td>100</td>
</tr>
<tr>
<td>91</td>
<td>Private Schools</td>
<td>50</td>
</tr>
<tr>
<td>92</td>
<td>Transport company</td>
<td>300</td>
</tr>
<tr>
<td>93</td>
<td>Empty bottles &amp; empty bergs (Sack) (including gunny bags)</td>
<td>200</td>
</tr>
<tr>
<td>94</td>
<td>Crackers (Pataka)</td>
<td>100</td>
</tr>
<tr>
<td>95</td>
<td>Printing Press</td>
<td>200</td>
</tr>
<tr>
<td>96</td>
<td>Teaching of type writing &quot;&amp; shorthand</td>
<td>500</td>
</tr>
<tr>
<td>97</td>
<td>Grinding machine</td>
<td>200</td>
</tr>
<tr>
<td>98</td>
<td>Hosier goods</td>
<td>100</td>
</tr>
<tr>
<td>99</td>
<td>Match and soap factory</td>
<td>100</td>
</tr>
<tr>
<td>100</td>
<td>Nails factory</td>
<td>100</td>
</tr>
<tr>
<td>101</td>
<td>Soda water factory</td>
<td>50</td>
</tr>
<tr>
<td>102</td>
<td>Billiards, recreation</td>
<td>50</td>
</tr>
<tr>
<td>103</td>
<td>Cut flower</td>
<td>500</td>
</tr>
<tr>
<td>104</td>
<td>Potted flower</td>
<td>50</td>
</tr>
<tr>
<td>105</td>
<td>Wood carving works</td>
<td>200</td>
</tr>
<tr>
<td>106</td>
<td>Open air and street drama, concert, circus variety entertainment or tamasa</td>
<td>500</td>
</tr>
<tr>
<td>107</td>
<td>Fair and Mela</td>
<td>100</td>
</tr>
<tr>
<td>108</td>
<td>Fowls</td>
<td>100</td>
</tr>
<tr>
<td>109</td>
<td>Jute carpet and furniture mattress</td>
<td>100</td>
</tr>
<tr>
<td>110</td>
<td>Eggs</td>
<td>200</td>
</tr>
</tbody>
</table>
111. Living things other than fowls

**SCHEDULE II**

(See rule 31)

**RATE FOR RUNNING A HAWKER BUSINESS**

<table>
<thead>
<tr>
<th>SL.No.</th>
<th>Items</th>
<th>Rates of licence Fee (in Rupees)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Cloth</td>
<td>100</td>
</tr>
<tr>
<td>2</td>
<td>Readymade cloth and army disposal</td>
<td>100</td>
</tr>
<tr>
<td>3</td>
<td>Grocery</td>
<td>100</td>
</tr>
<tr>
<td>4</td>
<td>Manihari</td>
<td>100</td>
</tr>
<tr>
<td>5</td>
<td>Hardware (tools, implements)</td>
<td>100</td>
</tr>
<tr>
<td>6</td>
<td>Shoes</td>
<td>100</td>
</tr>
<tr>
<td>7</td>
<td>Books</td>
<td>100</td>
</tr>
<tr>
<td>8</td>
<td>Gold and silver ornaments</td>
<td>100</td>
</tr>
<tr>
<td>9</td>
<td>Bakery and sweets</td>
<td>100</td>
</tr>
<tr>
<td>10</td>
<td>Betal (pan)</td>
<td>25</td>
</tr>
<tr>
<td>11</td>
<td>Ice-cream, sweetmeat &amp; tea</td>
<td>100</td>
</tr>
<tr>
<td>12</td>
<td>Fruits, (vegetables)</td>
<td>50</td>
</tr>
<tr>
<td>13</td>
<td>Cock, Hen, Fowl and egg</td>
<td>100</td>
</tr>
<tr>
<td>14</td>
<td>Umbrella (including repairs)</td>
<td>50</td>
</tr>
<tr>
<td>15</td>
<td>Plastic goods</td>
<td>100</td>
</tr>
<tr>
<td>16</td>
<td>Knitting wool (hosiery)</td>
<td>100</td>
</tr>
<tr>
<td>17</td>
<td>Earthen goods, spices &amp; deeds</td>
<td>100</td>
</tr>
<tr>
<td>18</td>
<td>Palmistry</td>
<td>50</td>
</tr>
<tr>
<td>19</td>
<td>Embroidery goods</td>
<td>200</td>
</tr>
<tr>
<td>20</td>
<td>Handloom bags/carpets etc</td>
<td>100</td>
</tr>
<tr>
<td>21</td>
<td>Tarika cup business and bags potteries</td>
<td>100</td>
</tr>
<tr>
<td>22</td>
<td>Toys</td>
<td>100</td>
</tr>
<tr>
<td>23</td>
<td>Quilt making</td>
<td>100</td>
</tr>
<tr>
<td>24</td>
<td>Stationeries including pen, comb</td>
<td>100</td>
</tr>
<tr>
<td>25</td>
<td>Optical</td>
<td>100</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
FORM NO. III

GOVERNMENT OF SIKKIM
LOCAL SELF GOVERNMENT & HOUSING DEPARTMENT
GANGTOK (SIKKIM)

NOT TRANSFERABLE

SL. NO.
BOOK NO.

Hawker Licence No./LSGD/ Date

Name of Hawker…………………………………………
Resident of…………………………………………………..
Annual Licence fee Rs.……………………………………..
Name of articles …………………………… ……………………..

You are hereby authorised to carry on Hawker’s business in Bazar only on hat
Days from 1st April, 19………..to 31st March, 19……….. in respect of the following items:
This licence is liable to be suspended, cancelled or revoked if you fail to abide by the following
Conditions, namely:-

1. That the licence is not transferable,
2. That in case of failure to pay the usual toll tax to the bazar concerned,
3. That in case of contravention of any of the provisions of Sikkim Trade Licence Rules,

Amount credited under:-
B.R. NO…………………………………………………..

Signature of Issuing Officer.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
SIKKIM LEGISLATIVE ASSEMBLY SECRETARIAT
GANGTOK

NOTIFICATION
THE MEMBERS OF SIKKIM LEGISLATIVE ASSEMBLY
(DISQUALIFICATION ON GROUNDS OF DEFECTION)
RULES, 1985

NO. SLAS/85-86/417-701     Dated Gangtok, the 20\textsuperscript{th} December, 1985.

In exercise of the powers conferred by paragraph 8 of the Tenth Schedule to
The Constitution of India, the Speaker, Sikkim Legislative Assembly, hereby makes

The following rules, namely:–

1. These rules may be called the Members of the Sikkim Legislative Assembly (Dis-
qualification on ground of Defection) Rules, 1985.

2. In these rules, unless the context otherwise requires, –

(a) ‘Bulletin’ means the Bulletin of the Sikkim Legislative Assembly;
(b) ‘Committee’ means the Committee of Privileges of the Sikkim Legisla-
tive Assembly;
(c) ‘Form’ means form appended to these rules;
(d) ‘date of commencement’ in relation to these rules means the date on
which these rules take effect under sub-paragraph (2) of paragraph 8 of
the Tenth Schedule;
(e) ‘House’ means the Sikkim Legislative Assembly;
(f) ‘Leader’, in relation to a legislature party, means a member of the party
Chosen by it as its leader and includes any other member of the party
Authorised by the party to act as, or discharge the functions of, the leader
Of the party for the purposes of these rules;
(g) ‘member’ means a member of the Sikkim Legislative Assembly;
(h) ‘Tenth Schedule’ means the Tenth Schedule to the Constitution of India;
(i) ‘Secretary’ means the Secretary to the Sikkim Legislative Assembly and
Includes any person for the time being performing the duties of the Sec-
retary.

3. (1) The leader of each legislature party (other than a legislature party con-
sisting of only one member) shall, as soon as may be after the first sitting
of the House, or where, such legislature party is formed after the first
leader of a legi-
sure party

Speaker, namely –

Information to
be furnished by
(a) a statement (in writing) containing the names of members of such legislature party together with other particulars regarding such members as in Form I and the names and designations of the members of such party who have been authorised by it for communicating with the Speaker for purposes of these rules;

(b) a copy of the rules and regulations (whether known as such or as constitution or by any other name) of the political party concerned; and a copy of such rules and regulations.

(c) where such legislature party has any separate set of rules and regulations (whether known as such or as constitution or by any other name), also a copy of such rules and regulations.

(2) Where a legislature party consists of only one member, such member shall furnish a copy of the rules any regulations mentioned in clause (b) of sub-rule (1) to the Speaker, as soon as may be after the first sitting of the House or, where he has become a member of the House after the first sitting as soon as may be after he has taken his seat in the House.

(3) In the event of any increase in the strength of a legislature party consisting of only one member, the provisions of sub-rule (1) shall apply in relation to such legislature party as if such legislature party had been formed on the first date on which its strength increased.

(4) Whenever any change takes place in the information furnished by the leader of a legislature party under sub-rule (1) or by a member under sub-rule (2), he shall, as soon as may be thereafter furnish in writing information to the Speaker with respect to such change.

(c) In the case of the House in existence on the date of commencement of these rules, the reference in sub-rules (1) and (2) to the date of the first sitting of the House shall be construed as a reference to the date of commencement of these rules.

(6) Where a member belonging to any political party votes or abstains from voting in the House contrary to any direction issued by such political party or by any person or authority authorised by it in this behalf, without obtaining, in either case, the prior permission of such political party, person or authority, the leader of the legislature party concerned or where such member is the leader, or as the case may be, the sole member of such legislature party, such member, shall, as soon as may be after the expiry of fifteen days from the date of such voting or abstention, intimate the Speaker as in Form II whether such voting or abstention has or has not been condoned by such political party, person or authority.

(1) Every member who has taken his seat in the House before the date of commencement of these rules shall furnish to the Secretary as soon as may be after such date a settlement of particulars and declaration as in Form I.

(2) Every member who takes his seat in the House after the commencement of these rules under article 99 of the Constitution and taking his seat in the House deposit with the Secretary his election certificate and also furnish to the Secretary, a statement of particulars and declaration as in Form III.

Explanation - For the purposes of this sub-rule, "Election Certificate" means the certificate of election issued under the Representation of the Peoples Act, 1951 (43 of 1951) and the rules made thereunder.

(3) A summary of the information furnished by the members under this rule shall be published in the Bulletin and if any discrepancy therein is pointed out to the satisfaction of the Speaker, necessary corrigendum shall be published in the Bulletin.

(1) The Secretary shall maintain, as in Form IV, a register based on the information furnished under rules 3 and 4 in relation to the members.

(2) The information in relation to each member shall be recorded on a separate page in the Register.

(1) No reference of any question as to whether a member has become subject to disqualification under the Tenth Schedule shall be made except by a petition in relation to such member made in accordance with the provisions of this rule.
(2) A petition in relation to a member may be made in writing to the Speaker.

By any other member:

Provided that a petition in relation to the Speaker shall be addressed

To the Secretary.

(3) Secretary shall:

(a) is soon as may be after the receipt of a petition under the proviso
    to sub-rule (2) make a report in respect thereof to the House, and

(b) as soon as may be after the House has elected a member in pursuance
    of the proviso to subparagraph (1) of paragraph 6 of the Tenth Sched-
    ule place the petition before such member.

(4) Before making any petition in relation to any member, the petitioner shall

satisfy himself that there are reasonable grounds for believing that a

question has arisen as to whether such member has become subject to

disqualification under the Tenth Schedule.

(5) Every petition,

(a) shall contain a concise statement of the material facts on which the
    petitioner relies; and

(b) shall be accompanied by copies of the documentary evidence, if
    any, on which the petitioner relies and where the petitioner relies
    on any information furnished to him by any person, a statement con-
    taining the names and addresses of such persons and the gist of such
    information as furnished by each such person.

(6) Every petition shall be signed by the petitioner and verified in the manner

laid down in the Code of Civil Procedure, 1908 ($- of 1908), for the verification

of pleadings.

(7) Every annexure to the petitioner shall also be signed by the petitioner and

verified in the same manner as the petition.

(1) On receipt of a petition under rule 6, the Speaker shall consider whether the

petition complies with the requirements of that rule.

(2) If the petition does not comply with the requirements of rule 6, the Speaker

shall dismisses the petition and intimates the petitioner accordingly.

(3) If the petition complies with the requirements of rule 6, the Speaker shall

cause copies of the petition and of the annexures thereto to be forwarded,

(a) to the member in relation to whom the petition has been made; and

(b) where such member belongs to any legislature party and such petition
    has not been made by the leader thereof, also to such leader, and
    such member or leader shall, within seven days of the receipt of such
    copies, or within such further period as the Speaker may for sufficient
    cause allow, forward his comments in writing thereon to the Speaker.

(4) After considering the comments, if any in relation to the petition, received

under sub-rules (3) within the period allowed (whether originally or on

extension under that sub-rule), the Speaker may either proceed to determine

the question or, if he is satisfied, having regard to the nature and

circumstances of the case that it is necessary or expedient to do so, refer

the petition to the Committee for making a preliminary inquiry and

submitting a report to him.

(5) The Speaker shall, as soon as may be after referring a petition to the Com-

mittee under sub-rule (4) intimate the petitioner accordingly and make an

announcement with respect to such reference in the House or, if the House

is not then in session, cause the information as to the reference to be published

in the Bulletin.

(6) Where the Speaker makes a reference under sub-rule (4) to the Committee,

he shall proceed to determine the question as soon as may be after receipt of

the report from the Committee.
(7) The procedure which shall be followed by the Speaker for determining any question and the procedure which shall be followed by the Committee for the purpose of making a preliminary inquiry under sub-rule (4) shall be, so far as may be same as the procedure for enquiry and determination by the Committee of any question as to breach of privilege of the House by a member, and neither the Speaker nor the Committee shall come to any finding that a member has become subject to disqualification under the Tenth Schedule without affording a reasonable opportunity to such member to represent his case and to be heard in person.

(8) The provisions of sub-rule (1) to (7) shall apply with respect to a petition in relation to the Speaker as they apply with respect to a petition in relation to any other member and for this purpose, reference to the Speaker in these sub-rules shall be construed as including reference to the member elected by the House under the proviso to sub-paragraph (1) of paragraph 6 of the Tenth Schedule.

(1) At the conclusion of the consideration of the petition, the Speaker or, as the case may be, the member elected under the proviso to sub-paragraph (1) of paragraph 6 of the Tenth Schedule shall by order in writing,-
(a) dismiss the petition, or
(b) declare that the member in relation to whom the petition has been made has become subject to disqualification under the Tenth Schedule, and cause copies of the order to be delivered or forwarded to the petitioner, the member in relation to whom the petition has been made and to the leader of the legislature party if any, concerned.

(2) Every decision declaring a member to have become subject to disqualification under the Tenth Schedule shall be reported to the House forthwith if the House is in session, and if the House is not in session immediately after the House reassembles.

(3) Every decision referred to in sub-rule (1) shall be published in the Bulletin and notified in the Official Gazette and copies of such decision forwarded by the Secretary to the Election Commission of India and the Central Government.

The Speaker may, from time to time, issue such directions as he may consider necessary in regard to the detailed working of these rules.

R.B. MUKHA
Secretary
Sikkim Legislative Assembly.
**FORM I**

Name of the Legislature Party | Name of the corresponding political party:  
---------------------------------|------------------------------------------
|  

<table>
<thead>
<tr>
<th>SL.No.</th>
<th>Name of the Member</th>
<th>Father’s/ Permanent Name of the Dis-</th>
<th>Name of the Constituency from which elected</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>(in block letters)</td>
<td>husband’s Address</td>
<td></td>
</tr>
<tr>
<td></td>
<td>name</td>
<td></td>
<td>elected</td>
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</table>

<table>
<thead>
<tr>
<th>1</th>
<th>2</th>
<th>3</th>
<th>4</th>
<th>5</th>
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<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Date:  
Signature of the leader of the Legislature party

**FORM II**  
(See Rule 3 (6))

To: The Speaker, Lok Sabha.

Sir,

At the sitting of the held on ………………………..(date) during voting on …………………………..(subject-matter)…………………………..

+Shri………………………………M.P.       +I, ………………………………………..(name of the Member)…………………………..

(Division No……………………………..)   (division No……………………………………………..)

(name of political party, and member of) Member of…………………………………………..

(name of legislature party) had voted/abstained from Voting, (name of legislature party) voted/abstained from Voting,

Contrary to the direction issued by………………………………………………… ……………………………..

* (person/authority/party) without obtaining the prior permission of the said person/authority/party.

2. On (date)……………………..the aforesaid matter was considered by…………………..

*(person/authority/party) and the said voting/abstention was condoned/ was not condoned by him+/was not Condoned by him+/it.

Yours faithfully,

Dated : (Signature)
FORM III
(See Rule 4)
1. Name of the member (in block letters) :
2. Father’s/husband’s name :
3. Permanent Address :
4. Gangtok Address :
5. Date of election/nomination :
6. Party affiliation as on- 
   i) Date of election/nomination :
   ii) The 28th February, 1985 :
   iii) Date of signing this form

DECLARATION
I,………………………….hereby declare that the information given above is true and correct.

In the event of any change in the information above, I undertake to intimate the Speaker immediately.

Date :        Signature/ thumb impression of member,

*To be filled in only by members elected or nominated before the 1st March, 1985, being the
Date of commencement of the Constitution (52nd Amendment) Act, 1985.

FORM IV
(See Rule 5 (1) )

<table>
<thead>
<tr>
<th>Name of the Member</th>
<th>Father’s/ husband’s name</th>
<th>Permanent Address</th>
<th>Gangtok Address</th>
<th>Name of dis- trict from which Elected</th>
<th>Name of nomination party to which he belongs</th>
<th>Name of political party to which he belongs</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>2.</td>
<td>3.</td>
<td>4.</td>
<td>5.</td>
<td>6.</td>
<td>7.</td>
<td>8.</td>
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<tr>
<td>9.</td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>

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GOVERNMENT OF SIKKIM
RURAL DEVELOPMENT DEPARTMENT

No. 6071/RDD.       Dated Gangtok, the 29th November, 1985.

NOTIFICATION

In pursuance of the direction of the High Court of Sikkim in Writ Petition No. 19 of 1984 (Prem Prakash Agarwal vs. State of Sikkim and others) and as clarified by the Supreme Court of India in Petition for SL.P. (Civil) No. 4298 of 1985 (State of Sikkim and another vs. Prem Prakash Agarwal), the Government of Sikkim hereby appoints Shri B.R. Pradhan, Legal Remembrance and Law Secretary to the Government of Sikkim, as a one-man Committee to Enquire into the following aspects and to submit its report:-

a) Examine the circumstances under which the execution of the work relating to implementation of Rural Water Supply Scheme at Upper Raley and Khasey within somdong Kambal Gram Panchayat (Unit 40) to Shri Nar Prasad Tamang though the tender was not the lowest.

b) What are the circumstances that led the Department to reject the lowest tender.

c) Whether the State Exchequer suffered any pecuniary loss by entrusting the work to Shri Nar Prasad Tamang ignoring the lowest tender.

d) If to what extent was the loss.

e) If there is a loss who are the officers who are responsible for such loss.

f) Public Exchequer did not suffer any loss, what are the advantages gained by the work/the department/villagers by entrusting the work to Shri Tamang.

g) What is the general efficiency/reputation of Shri Prem Prakash Agarwal prior to his tender to this work.

h) Whether the rejection of the lowest tender was justified? If so how was it justified?

Shri B.K. Kharel, Deputy Secretary to the Government in Law Department shall act as Secretary to Committee.

3. The Committee shall submit its reports within a period of three months from the date of its appointment.

P.K. PRADHAN, I.A.S.
Secretary Rural Development Department

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GOVERNMENT OF SIKKIM
ELECTION DEPARTMENT

Notification No. 35/H
Dated Gangtok the 28th December, 1985.

CORRIGENDUM
In this department’s Notification No. 33/H dated 29-10-1985 published in Sikkim Government Gazette Extraordinary No. 166 dated November 1, 1985, Election Commission of India’s Notification Number appearing in line one after the word Notification No. and above The word By order be read as No. 56/84-XVI dated 8th October 1985 instead of No. 56/85-XVI Dated 8th October 1985.

By Order,

P.N. TAMANG,
Assistant Electoral Officer

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT
ORDER
No. 37(1) Home/85/100    Dated the 21st December, 1985.

The Governor of Sikkim is pleased to appoint Shri L. B Rai, District Magistrate, South District, to conduct an enquiry into the complaint filed by Shri Krishna Bahadur Rai of Kerabari, Melli, South Sikkim, regarding the death of his son Shri Karna Bahadur Rai on 17th May, 1975 said to have been caused as a consequence of the injuries alleged to have been inflicted by the then Deputy Superintendent of Police, Crime. The enquiry shall be a magisterial enquiry to gather facts relating to the complaints, copies of which are herewith enclosed.

2. The District Magistrate, South will arrange for immediate seizure of relevant records connected with the death of late Karna Bahadur Rai and submit them along with his report.

3. The District Magistrate may submit his report after examining the father of the late Karna Bahadur Rai and other local People of the area whom the father of the late Karna Bahadur Rai indicated and also the concerned Police Officer with the original record of depositions/statement recorded by him.

His report should be submitted within one month from the date of this order.

M. M. RASAILY,
Home Secretary,
Government of Sikkim.
GOVERNMENT OF SIKKIM

HOME DEPARTMENT

NOTIFICATION


In exercise of the powers conferred by clause (3) of the article 166 of the Constitution Of India, the Governor of Sikkim is hereby pleased to make the following rules to amend the Government of Sikkim (Allocation of Business) rules, 1985.

1. These Rules may be called the Government of Sikkim (Allocation of Business) Amendment Rules (First), 1985.

2. In the Second Schedule to the Government of Sikkim (Allocation of Business) Rules, 1985—

(I) Under the heading ‘1. Home Department’ the following subject shall be omitted and serial numbers from 18 to 33 renumbered as 17 to 32:—

“Public Service Commission”

(II) Under the heading ‘2. Establishment Department’ the following shall be inserted and serial numbers renumbered after ‘14. Issue of Order/notifications on all service matters of Gazetted officers including members of All India services and on matters related to the foregoing items including inter-departmental transfers of Non-gazetted employees’:

16 Public Services-Statutory rules of the service with which the department is concerned.”

M. M. RASALY,
Home Secretary,
Government of Sikkim

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK,
GOVERNMENT OF SIKKIM
LAND REVENUE DEPARTMENT

Notification No.10/LR(S) Dated Gangtok, the 19th December, 1985.

(Notice under Section 6 (1) of Land Acquisition Act, 1894 (I of 1894),)

whereas the functions of the Central Government under the Land Acquisition Act, 1894 (I of 1894), in relation to the acquisition of land for the purposes of the Union have been Entrusted to the State Government by notification No. F. 12018/12/76-LRD dated 10th January, 1987 issued by the Government of India in the Ministry of Agriculture & Irrigation Under clause (1) of Articles 258 of the constitution of India.

And whereas the Governor is satisfied that land is needed for a public purpose, being a Purpose of the Union, namely for construction of Northern By Pass in the Block of Chandmari-Lagyap District East it is hereby declared that a piece of land measuring 5150 sq. meters bounded on the:

CHANMARI-LAGYAP
North : Private holding of Princess P. T. Yapshi Pheungkhang.
East : N.S.H. Way, a private holding of Princess P.T. Yapshi Pheungkhag.
West : Forest Area
South : Old Mule Track

PENLONG :
North : Defence land
West : N.S.H. Way
North : N.S.H.Way & Tashi View Point
South : Yothok Compound

is needed for the aforesaid public purpose at the public expense within the aforesaid block.

This declaration is made under the provision of section 6 (1) of the Land Acquisition Act, 1894 (I of 1894) read with the said notification to all whom it may concern.

A plan of the land may be inspected in the office of the Collector-cum-Sp. L.R.O., Land Revenue Department, Govt. of Sikkim, Gangtok.

PASONG NAMGyal
Secretary
Land Revenue Department,
Government of Sikkim.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GANGTOK.
GOVERNMENT OF SIKKIM
HOME DEPARTMENT

NOTIFICATION

State Government of Sikkim have been pleased to Constitute the State level Co-ordination committee to monitor/ review the progress of implementation of the Operation Flood II project in the State.
The Co-ordination Committee comprises of the following:

1. Shri B.D. Lepcha,
   Hon'ble Minister for Animal Husbandry,
   Govt. of Sikkim. : Chairman

2. Dr. B.S. Basnet,
   Secretary, Animal Husbandry Deptt,
   Govt. of Sikkim. : Member

3. Shri D.K. Gurung,
   Managing Director, Sikkim Milk Producers Co-operative Union Ltd.
   : Member

4. Shri A. Banerjee,
   Executive Director, National Dairy Development Board Calcutta.
   : Member

5. Dr. R.S. Gill,
   Dy. Director, (F.O.& H.M.) National Dairy Development Board, Calcutta, will
   Represent Indian Dairy Corporation, Boroda.
   : Member

6. A representative of the Ministry of Agriculture & Rural Development (Deptt. of Agriculture & Co- operation)
   Govt. of India. : Member

M. M. RASAILY,
Home Secretary,
Government of Sikkim.

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No. 377/Home/85          Dated the 30th December, 1985-

The Governor of Sikkim is pleased to entrust to Shri Jasbir Singh, Superintendent of Police, East District the investigation of the case and the circumstances leading to the death of Shri Kharka Bhadur Garung of Kopchey under Rhenock Police Station on 7th May, 1983.

2. Shir Jasbir Singh, Superintendent of Police, East District will submit his findings of the investigation of the case and the circumstances into the aforesaid matter within two months from the date of this order.

M. M. RASAILY,
Home Secretary,
Government of Sikkim.
No. 195
Gangtok, Tuesday, December 31, 1985.

GOVERNMENT OF SIKKIM
HOME DEPARTMENT

No. 7(7) Home/80/1/362
Dated the 26th December, 1985.

NOTIFICATION

In exercise of the powers conferred by Section 9 of the National Security Act, 1980 (Central Act, 65 of 1980) and in suppression of Notification No. 7(7) Home/80/1 dated 22nd February, 1985, the State Government hereby constitutes an Advisory Board and appoints the following as members of the said Board:

1. Shri Justice R.S. Dayal, Judge, High Court of Sikkim, Gangtok.
2. Shri B.R. Pradhan, Secretary, Law Department, Government of Sikkim.

The State Government further appoints Hon'ble Shri Justice R.S. Dayal as Chairman of the said Advisory Board.

By order and in the name of the Governor.

M.M. RASAILY,
Home Secretary,
Government of Sikkim

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<table>
<thead>
<tr>
<th>PART</th>
<th>CONTENTS</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>II</td>
<td>Notification regarding appointments, postings, transfers, leave etc.</td>
<td>6</td>
</tr>
<tr>
<td>III</td>
<td>Rules, Orders, Press Notes etc.</td>
<td>7</td>
</tr>
<tr>
<td>IV</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>V</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>VI</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>VII</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>VIII</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>IX</td>
<td>(i) Nil</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>(ii) Nil</td>
<td></td>
</tr>
</tbody>
</table>
PART II

Notification regarding appointments, posting, transfers, leave etc.

ESTABLISHMENT DEPARTMENT

NOTIFICATION
No. 1272/(Gen)/Est.
Dated Gangtok, the 30th January, 1985.

One temporary post of Additional chief Engineer in the scale of Rs. 1250-2100 is created in the Power Department with immediate effect.

Consequently, Shri Vijay Kumar, S.E. on deputation from the Central Electricity Authority is appointed to the newly created post.

The post will automatically stand abolished on reversion of Shri Vijay Kumar to his parent organisation.

By Order,

L. B. RAI,
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 1304/(Gen)/Est.
Dated Gangtok, the 8th February, 1985.

The Notification No. 1-29012/1/85-I.P.S. dated 7th February, 1985 issued by the Ministry of Home Affairs, Govt. of India, is reproduced below :-

"The President is pleased to accept the resignation of Shri M. K. Chettri, a Member of the Indian Police Service borne on the cadre of Sikkim with effect from February, 1985."

By Order

L. B. RAI,
Joint Secretary,
Establishment Department.

OFFICE ORDER
No. 1360/(Gen)/Est.
Dated Gangtok, the 27th February, 1985.

Leave for 10 days with effect from 27. 2. 85 to 8. 3. 85 applied for and being availed of by Shri K. C Pradhan, I.A.S. Secretary, Tourism and Rural Development Department, is hereby sanctioned as Earned leave on medical ground.

He will have 167 days Earned leave and 799 days of half pay leave as of 8. 3. 1985.

During his absence on leave; Shri K. Sherab, I.A.S., Secretary, Land Revenue Department, is entrusted to look after the works of Secretary, Rural Development Department, and Tourism in addition to his own.

By Order

T. CHHOPHEL,
Secretary,
Establishment Department.
ORDER

S.O………………….. In exercise of the powers conferred by sub-section (1) of section 5 read with section 6, of the Delhi Special Police Establishment Act, 1946 (25 of 1946) the Central Government, with the consent of the Government of the State of Sikkim hereby extends to the whole of the State of Sikkim the powers and jurisdiction of the members of the Delhi Special Police Establishment for the investigation of the offences specified in the Schedule below, namely :

THE SCHEDULE

a) Offences punishable under , rule 6 of the Passport ( Entry into India ) Rules, 1950 read with sub-section 3 of the section 3 of the Passport ( Entry into India ) Act, 1920 ( 34 of 1920 ),

b) Offences punishable under sections 9 and 17 of the Central Excise and Salt Act, 1944 ( I of 1944).

c) Offences punishable under the Imports and Exports ( Central) Act, 1947 (18 of 1947 ),

d) Offences punishable under the Representation of People Act, 1950 (43 of 1950) and the Representation of the People Act, 1951 ( 43 of 1951 ),

e) Offences punishable under clause ( iii ) of sub-section ( 1 ) of section 24 of the Industries ( Development and Regulation ) Act, 1951 ( 65 of 1951 ),

f) Offences punishable undersections 132, 133, 134, 135 and 136 of the Customs Act, 1962 ( 52 of 1962),

g) Offences punishable under section 25 of the Antiquities and Art Treasurers Act, 1972 ( 52 of 1972 ),

h) Attempts, abetment and conspiracies in relation to or in connection with any of the offences mentioned in ( a ) to (g ) above and any other offence committed in the course of the same transaction arising out of the same facts.

Sd/-

M.S.Prasad
Under Secretary to the Govt. of India.
<table>
<thead>
<tr>
<th>PART</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>I-Nil</td>
<td></td>
</tr>
<tr>
<td>II-Notifications regarding appointments, postings  Transfer, leave etc.</td>
<td>10</td>
</tr>
<tr>
<td>III-Rules, Orders, Press Notes etc.</td>
<td>16</td>
</tr>
<tr>
<td>IV-Nil</td>
<td></td>
</tr>
<tr>
<td>V-Nil</td>
<td></td>
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<td>VI-Nil</td>
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<td>VII-Nil</td>
<td></td>
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<tr>
<td>VIII-Nil</td>
<td></td>
</tr>
<tr>
<td>IX- (i) Nil</td>
<td></td>
</tr>
<tr>
<td>X- (ii) Nil</td>
<td></td>
</tr>
</tbody>
</table>
### NOTIFICATION

**No. 10/HCS/ESTT.**

Dated Gangtok, the 8th March, 1985.

The following temporary posts, on the High Court Establishment, in the pay scales shown against them, are hereby extended for another year i.e. upto 28/2/1986.

<table>
<thead>
<tr>
<th>No.</th>
<th>Name of post</th>
<th>Number</th>
<th>Pay Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>stenographer Grade I</td>
<td>1(one)</td>
<td>550-20-750-Eb-25-950-Eb-30-1100</td>
</tr>
<tr>
<td>2</td>
<td>Judgment Writer Grade II</td>
<td>1(one)</td>
<td>480-12-600-Eb-15-750-Eb-20-850</td>
</tr>
<tr>
<td>3</td>
<td>Stenographer Grade III</td>
<td>1(one)</td>
<td>450-12-570-Eb-15-720-Eb-20-800</td>
</tr>
<tr>
<td>4</td>
<td>Head Assistant</td>
<td>2(two)</td>
<td>450-12-570-Eb-15-720-Eb-20-800</td>
</tr>
<tr>
<td>5</td>
<td>Translator</td>
<td>1(one)</td>
<td>450-12-570-Eb-15-720-Eb-20-800</td>
</tr>
<tr>
<td>6</td>
<td>U.D.A.</td>
<td>1(one)</td>
<td>410-10-580-Eb-12-700</td>
</tr>
<tr>
<td>7</td>
<td>Assistant Librarian</td>
<td>1(one)</td>
<td>410-10-580-Eb-12-700</td>
</tr>
</tbody>
</table>

By Order,

**AMARJIT CHOPRA,**

REGISTRAR.

---

### NOTIFICATION

**No. 13/HCS/ESTT.**

Dated Gangtok, the 8th March, 1985.

The following temporary posts, in the High Court Establishment, in the pay scale shown against them, are hereby extended for another year i.e. upto 28/2/1986.

<table>
<thead>
<tr>
<th>No.</th>
<th>Name of post</th>
<th>Number</th>
<th>Pay Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Officer Superintend.</td>
<td>1(one)</td>
<td>550-20-750-Eb-25-950-Eb-30-1100</td>
</tr>
<tr>
<td>2</td>
<td>Senior Accountant</td>
<td>1(one)</td>
<td>550-20-750-Eb-25-950-Eb-30-1100</td>
</tr>
<tr>
<td>3</td>
<td>Judgment Writer</td>
<td>1(one)</td>
<td>480-12-600-Eb-15-750-Eb-20-800</td>
</tr>
<tr>
<td>4</td>
<td>L.D.A.</td>
<td>1(one)</td>
<td>385-7-550-Eb-8-550-Eb-15-850</td>
</tr>
<tr>
<td>5</td>
<td>Peon</td>
<td>1(one)</td>
<td>300-4-340-5-380</td>
</tr>
<tr>
<td>6</td>
<td>Farah</td>
<td>1(one)</td>
<td>300-4-340-5-380</td>
</tr>
<tr>
<td>7</td>
<td>Chowkidar</td>
<td>1(one)</td>
<td>300-4-340-5-380</td>
</tr>
</tbody>
</table>

By Order,

**AMARJIT CHOPRA,**

REGISTRAR.
NOTIFICATION
No. 14/HCS/ESTT.

Dated Gangtok the 8th March 1985.

The following temporary posts, in the Court of Civil Judge-Cum-Judicial Magistrate, East and North Districts, Gangtok, in the pay scales shown against them, are hereby extended for another year i.e. until 28/2/1986.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of post</th>
<th>Number</th>
<th>Pay Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Stenographer Grade 1 (one)</td>
<td>450-12-570-Eb-20-300</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Peshkar (one)</td>
<td>370-10-580-Eb-12-700</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>L.D.A. (one)</td>
<td>380-7-450-Eb-8-530-Eb-10-550</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>peon (two)</td>
<td>300-4-340-5-380</td>
<td></td>
</tr>
</tbody>
</table>

By Order
AMARJIT CHOPRA,
REGISTRAR.

NOTIFICATION
No. 15/HCS/ESTT.

Dated Gangtok, the 8th March, 1985.

The two post of Junior Accountant in The Court of Civil Judge-cum-Judicial Magistrate, Namchi and Gyalshing, are hereby extended up to 28/2/1986.

By Order
AMARJIT CHOPRA,
REGISTRAR.

NOTIFICATION
No. 16/HCS/ESTT.

Dated Gangtok, the 8th March, 1985.

The following temporary posts, in the High Court Establishment, in the pay scales shown against them, are hereby extended for another year, i.e. until 28/2/1986.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of post</th>
<th>Number</th>
<th>Pay Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Assistance Registrar (three)</td>
<td>660-25-910-Eb-30-1240-Eb-40-1400</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Private Secretary (three)</td>
<td>600-25-910-Eb-30-1240-Eb-40-1400</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Accounts Officer (five)</td>
<td>660-25-910-Eb-30-1240-Eb-40-1400</td>
<td></td>
</tr>
</tbody>
</table>

By Order
AMARJIT CHOPRA,
REGISTRAR.

OFFICE ORDER
No. 75/HCS/ESTT.

Dated Gangtok, the 28th March, 1985.

Hon'ble the Acting Chief Justice and Judge of this Court are pleased to transfer Shri A.P. Subba, Civil Judge-cum-Judicial Magistrate, Namchi, in place of Shri Sonam Wangdi Lepcha, Civil Judge-cum-Judicial Magistrate, North and East, Gangtok and vice versa, with effect from 15th April, 1985.

AMARJIT CHOPRA,
REGISTRAR.

HOME DEPARTMENT

NOTIFICATION
No. 2(2)/Home/77/.

Dated Gangtok, the 23rd March, 1985.

Governor of Sikkim is pleased to appoint Shri Shilesh Chandra Pradhan of Sumbuk as Member Secretary of Sikkim Khadi & Village Industries Board.

This will supersede previous notification issued by Home Department on this subject.

K.ML. CHHABRA,
Chief Secretary,
Government of Sikkim.

ESTABLISHMENT DEPARTMENT

NOTIFICATION
No. 417/(Gen)/EST.

Dated Gangtok, the 1st March, 1985.

The Governor is pleased to sanction creation of one Post of Medical Officer for each of the following PHCs with immediate effect:

1. Jorethang PHC,
2. Sombaria PHC,
3. Rinchenpong PHC,
4. Temi Tarku PHC,
5. Chungthang PHC,
6. Rongli (Rhenock) PHC

Expenditure on the above posts shall be debitable to Head ‘281’ B. 1 BFP other services & supplies.

BY ORDER.
D.K. PRADHAN,
Under Secretary,
Establishment Department.
NOTIFICATION
No. 1389/(Gen)/Est.
Dated Gangtok, the 9th March, 1985.
The Governor is pleased to order the following postings with immediate effect.
1. Shri J. T. Densapa, Home Secretary as Additional Chief Secretary.
2. Shri M. M. Rasaily, Secretary, Motor Vehicle Department will also be in charges of Home and Vigilance Departments in addition to his existing assignment.
3. Shri K. C Pradhan, Secretary Rural Development, Tourism and Development Commissioner as Secretary, Land Revenue and Ecclesiastical Department.
4. Shri R. R. Mukhia, Secretary, Local Self Government & Housing will also be in charge of Industries and Tibetan Refugees.
5. Shri F. P. Sharma, Secretary, Food & Civil Supplies and Co-operation as Secretary, Legislative Assembly.
6. Shri P. K. Pradhan, Secretary, Mines & Geology as Secretary, Rural Development, Excise and N. R. S. E.
7. Shri G. P. Pradhan, Secretary, S. N. T. will also be in charge of Food & Civil Supplies and Co-operation Department.
8. Shri Karma Topderi, Joint Secretary, Education as Joint Secretary to Chief Minister.
9. Shri Tensoong Gyatso, Joint Secretary, Education as Joint Secretary to Chief Minister.
10. Shri Shri Tashi Densapa, Joint Secretary, Culture as Managing Director, S. T. C. S. and Managing Director, SIDICO.
11. Shri Dorjee Dahdul, Managing Director, SIDICO as Joint Secretary, Education.
12. Shri R. D. Tashi, Joint Secretary, Home (Protocol) as Joint Secretary, I. P. R.
13. Dr. B. S. Basnet, Director-cum-Secretary, Agriculture as Director-cum-Secretary, Animal Husbandry.
14. Dr. A. T. Sanval, Director, Animal Husbandry as Director of Agriculture.
TASHI CHHIOPHI
Secretary, Establishment.

TASHI CHHOPI
Secretary Establishment

NOTIFICATION
No. 423/Gen/Est.
Dated Gangtok, the 11th March, 1985.
One of the post of Peon of Fair Price Shops Department, is hereby upgraded to that of Junior Driver in the Scale Rs. 350-6-410-7-550 with effect from 1.2.1985.

S.D. PHALONTHARA,
Under Secretary,
to the Govt. of Sikkim Establishment Department.
PART II  SIKKIM  GOVT.  GAZETTE  MARCH  1985.  13

NOTIFICATION
No. 424/(Gen)/Est.
Dated Gangtok, the 11th March, 1985.

The Governor is pleased to sanction
the following posts for the Officer of
the Hon'ble Minister, Animal Husbandry
and Survey and Settlement:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of post</th>
<th>No. of post created</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Private Secretary</td>
<td>1</td>
<td>Rs. 660-1400</td>
</tr>
<tr>
<td>2</td>
<td>Steno</td>
<td>1</td>
<td>Rs. 450-800</td>
</tr>
<tr>
<td>3</td>
<td>LDC/Typist</td>
<td>1</td>
<td>Rs. 380-550</td>
</tr>
<tr>
<td>4</td>
<td>Driver</td>
<td>1</td>
<td>Rs. 350-550</td>
</tr>
<tr>
<td>5</td>
<td>Peon</td>
<td>1</td>
<td>Rs. 300-380</td>
</tr>
</tbody>
</table>

The expenditure on the above post
shall be debitable to Head '252'B(2)(1)
Salaries.

T. DHONDUP
Officer on Special Duty,
Establishment Department.

OFFICE ORDER
No. 1403/(G)/Est.
Dated Gangtok, the 14th March, 1985.

1. Secretary, Rural Development
   Department will also be in charge of Irriga-
   tion Department;

2. The "Housing" placed under the
   Charge of the Chief Engineer-cum-
   Secretary, Buildings confines to the
   Government residential quarters and Rest
   Houses which are under the administrative
   control and supervision of the S P W D.
   The "Urban Housing" will continue to be
   under the administrative control of the
   Local Self Government Department;

3. The Government Institute of
   Cottage Industries will be under the charge
   of the Secretary, Tourism and Culture; and

4. The combined designation of
   "Development Commissioner-cum-
   Secretary, Planning restored duly
   withdrawing the two separate designation of "Development Com.

By Order,

L.B. RAI,
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 436/Gen/Est.
Dated Gangtok, the 20th March, 1985.

The Governor is pleased to sanction
creation of the following posts under the
Directorate of Land Use & Environment
Department of Sikkim with immediate)
effect:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the post</th>
<th>No. of post created</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>DFO/Dy. Director</td>
<td>1</td>
<td>Rs. 900-1800</td>
</tr>
<tr>
<td>2</td>
<td>D.E.(Civil)</td>
<td>1</td>
<td>Rs. 900-1800</td>
</tr>
<tr>
<td>3</td>
<td>R.O./Inspector</td>
<td>3</td>
<td>Rs. 510-900</td>
</tr>
<tr>
<td>4</td>
<td>B.O.</td>
<td>1</td>
<td>Rs. 410-700</td>
</tr>
<tr>
<td>5</td>
<td>F.G.</td>
<td>6</td>
<td>Rs. 320-550</td>
</tr>
</tbody>
</table>

MINISTERIAL
6. Accountant  | 3 | Rs. 450-800 |
7. S.A.C.      | 5 | Rs. 410-700 |
8. U.D.A.      | 5 | Rs. 410-700 |
9. L.D.A.Typist| 1 | Rs. 380-550 |
10. Driver     | 5 | Rs. 350-500 |

By Order

L.B. RAI,
Joint Secretary,
Establishment Department.
NOTIFICATION

No. 446/Gen/Est.

Dated Gangtok, the 29th March, 1985.

The Governor is pleased to sanction following posts in the Office of the Additional Chief Secretary with immediate effect.

Sl. No. of the post created

1. PA. (Stenographer)    1
2. Driver                 1
3. Peon                   1

The expenditure on the above posts shall be debitable to Budget Head 252 D (I) (I) Salaries.

D. K. PRADHAN,
Under Secretary,
Establishment Department

OFFICE ORDER

No. 1460 (G)/Est.

Dated Gangtok, the 29th March, 1985.

With a view to bring in more efficiency and making the Vigilance Directorate more effective, the following arrangements are hereby ordered with immediate effect:

(i) Shri Tashi Namgyal, Dy. Inspector General of Police will look after the Vigilance cases already in hand of the Department and those that may be taken up in due course of time in addition to his own duties of Dy. Inspector General of Police with the designation of Director, Vigilance (I).

(ii) The present Director of Vigilance will look after the Vigilance Intelligence as Director of Vigilance (II).

For looking after the additional duties as Director, Vigilance (I), Shri Tashi Namgyal is sanctioned an allowance of Rs. 200/-p.m. w.e.f. the date he takes charge of Director, Vigilance (I).

By Order

L. B. RAI
Joint Secretary
Establishment Department

and

Law Secretary.
OFFICE ORDER
No. 1461/(G)/Est.
Dated Gangtok, the 29th March, 1985.

In accordance with Rule 9 of the I. A. S. (Cadre) Rules, 1954, the Governor, being satisfied that there are no suitable cadre officers for filling the vacancies in the senior scale of the I.A.S. Cadre of Sikkim, is pleased to appoint the following four officers of the Select List as communicated by the Deptt. of Personnel & Administrative Reforms, Government of India, vide their letter No. 14015/16/84.IAS(I) of 19th January, 1985 in the same order in which their names appear in the Select List, to officiate against the cadre posts in the scale of Rs. 1200-50-1300-60-1900-100-2000 for a period of three months w.e.f. 28.3.85.

(i) B.N. Sharma, Joint Secretary, Local Self Government.
(ii) Lobzang Bhutia, Income Tax & Sales Tax Deptt.
(iii) L.B. Rai, Joint Secretary, Establishment Department.
(iv) Miss B.M. Singh, Joint Secretary, Tourism Deptt.

By Order
D.K. PRADHAN,
Under Secretary,
Establishment Department.

NOTIFICATION
No. 1(2)83/Bud/4/Fin.
Dated Gangtok, the 28th March, 1985.

The Sikkim Legislative Assembly has voted without reduction the first and final batch of Supplementary Demands for grants for the year 1984-85 and vote on Account for three months expenditure i.e. April, May and June, 1985 presented to it on 21st March, 1985 and further the State assembly has passed both the Sikkim appropriation Bills 1985 which were assented to by the Governor of Sikkim. The estimates included in the Supplementary demands for Grants for 1984-85 and vote on Account and Appropriation for the year 1985-86 as laid before the Legislative Assemblies are placed at the disposal of the Controlling Officer of the Grant concerned.

R. NARAYANAN,
Secretary, Finance
Government of Sikkim.

SIKKIM LEGISLATIVE ASSEMBLY
SECRETARIAT GANGTOK
OFFICE ORDER
No. SLAS/84-85/15(381)
Dated, Gangtok, the 21st March, 1985.

In pursuance of rule 5(i) of the Sikkim Legislative Assembly Secretariat (Recruit- ment and Condition of Service) Rules, 1983, I, in consultation with the State Government appoint Shri T.P. Sharma, as Secretary of the Sikkim Legislative Assembly with effect from 11th March, 1985.

T.R. SHARMA,
Speaker,
Sikkim Legislative Assembly.

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK
NOTIFICATION
No. 21(25)LD/LIT/1984/85/20
Dated Gangtok, the 6th March, 1985.


By Order,

B.R. PRADHAN,
Legal Remembrancer and Law Secretary.
NOTIFICATION
No.24/3/LD/LIT/1984/85/21
Gangtok, the 6th March, 1984.

In exercise of the powers conferred by sub-
section (1)of section 492 of the Code
Of Criminal Procedure, 1898, the State
government hereby appoints Shri Promod
Ranjan Ray, Lay, Senior Advocate, as a Public
Prosecutor in Criminal Case No. 16 of
1982-State Versus - O.P.Bajoria and others
Pending before the Sessions Judge, Sikkim,
At Gangtok.

By Order,
B.R. PRADHAN,
Legal Remembrancer
and
Law Secretary.

OFFICE ORDER
No. 5/LD/LIT/1985;
Dated Gangtok, the 6thMarch, 1985

The Government of Sikkim, is pleased
to include Shri Promod Ranjan Ray, Senior
Advocate, Calcutta, as an Advocate-on-
Panel maintained by Government of Sikkim
under clause 10 of notification No. 21(3)
LD/LIT/84(I) dated the 7th August, 1984.

His rates of fees shall be governed by
Rule 3 of notification No. 21 (3) LD/LIT/

By Order,
B.R. PRADHAN,
Legal Remembrancer
and
Law Secretary.
<table>
<thead>
<tr>
<th>PART</th>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>I-Nil</td>
<td></td>
</tr>
<tr>
<td></td>
<td>II-Notifications regarding appointment, postings</td>
<td>18-20</td>
</tr>
<tr>
<td></td>
<td>Transfers, leave etc.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>III</td>
<td></td>
</tr>
<tr>
<td></td>
<td>IV-Nil</td>
<td></td>
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<tr>
<td></td>
<td>V-Nil</td>
<td></td>
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<td></td>
<td>VI-Nil</td>
<td></td>
</tr>
<tr>
<td></td>
<td>VII-Nil</td>
<td></td>
</tr>
<tr>
<td></td>
<td>VIII-Nil</td>
<td></td>
</tr>
<tr>
<td></td>
<td>IX-(i) Nil</td>
<td></td>
</tr>
<tr>
<td></td>
<td>X-(ii) Nil</td>
<td></td>
</tr>
</tbody>
</table>
PART II

Notifications regarding appointments, postings, transfers, leaves etc

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**HOME DEPARTMENT**

No. 210/ Home/85/728

Dated Gangtok, the 9th April, 1985.

CIRCULAR

In order that the Chief Minister may be able to allot a fair share of his time both to the administration and the public, the following timings are to be strictly adhered to:

- **MONDAY/TUESDAY/THURSDAY**: MORNING 8.30 TO 12 NOON - Public
- **FRIDAY & SATURDAY**: Appointment at Residence
- **WEDNESDAY**: CABINET MEETING
- **SUNDAY**: GOVERNMENT WORK
- **EVERYDAY EXCEPT WEDNESDAY & SUNDAY**: 1 P.M. TO 3 P.M. - GOVERNMENT WORKS WITH OFFICER AND STAFF
- **EVERYDAY EXCEPT WEDNESDAY & SUNDAY**: 3 P.M. TO 4 P.M. - MEETING WITH M.L.A.
- **EVERYDAY EXCEPT WEDNESDAY & SUNDAY**: 4 P.M. TO 5 P.M. - MEETING WITH HON. MINISTERS
- **EVERYDAY EXCEPT WEDNESDAY & SUNDAY**: 5 P.M. TO 6 P.M. - GOVERNMENT BUSINESS

By Order

T.P. DOJI
Deputy Secretary,
Home Department

---

**NOTIFICATION**

No. 143/ Home/85/
Dated Gangtok, the 30th April, 1985.

The Government of India has instituted a system of State recognition of voluntary effort for the cause of Child Welfare through the grant of National Awards in the from of Rs. 2,00,000 to institution and Rs. 30,000 to individuals for the best work done in the cause of children.

The before in order to assess the quality of performance of individual and institution in the field of Child Welfare, the State Government is pleased to appoint the state Selection Committee on Child Welfare with the following members:

1. Minister, Social Welfare - Chairman
2. Secretary Social Welfare - Member
3. A representative of Education Department
4. A representative of Health Department
5. Two Prominent Persons in the field of Child Welfare to be nominated
6. Deputy Director, Social Welfare - Secretary

K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim

---

**ESTABLISHMENT DEPARTMENT**

**OFFICE ORDER**

No:4/(G)/Est.
Dated Gangtok, the 1st April, 1985.

Leave for 26 days with effect from 5.4.85 to 30.4.85 applied for by Shri J.T. Densappa, Addl. Chief Secretary, in continuation of previous 24 days granted vide this Deptt. Order No: 1392/G/Est of 11.3.85 is hereby sanctioned as Earned leave.

It is certified that he would have 156 days Earned leave due as on 4.4.85.

By Order

L. B. RAI
Joint Secretary,
Establishment Department

---

**NOTIFICATION**

No. 9/Gen/Est.
Dated Gangtok, the 9th April, 1985.

The Governor of Sikkim is pleased to sanction the creation of the posts of Confidential Assistants under the Home Department, Government of Sikkim to be attached with the Honourable Chief Minister and all other Honourable Ministers.

The persons appointed against these posts shall get a consolidated pay of Rs. 1000/-p.m., if He/She is a graduate or Rs. 750/- p.m., if He/She is a Higher Secondary passed.

The posts shall be co-terminus with the terms of Ministry.

T. DHONDUP
Officer on Special Duty,
Establishment Department
NOTIFICATION
No. 81/ (GC)/EST.
Dated Gangtok, the 9th April, 1985.

The Governor of Sikkim is pleased to sanction the creation of the following posts for the Political & Information Advisor to the Honourable Chief Minister -

<table>
<thead>
<tr>
<th>SL No.</th>
<th>Name of the post</th>
<th>No. of Scale</th>
</tr>
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<tbody>
<tr>
<td>1.</td>
<td>Stenographer</td>
<td>1 (one)</td>
</tr>
<tr>
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<td>450-800</td>
</tr>
<tr>
<td>2.</td>
<td>Peon cum Orderly</td>
<td>1 (one)</td>
</tr>
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<td></td>
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<td>300-370</td>
</tr>
</tbody>
</table>

The expenditure on the above posts shall be debitable to Head 4252-Bl (1111)-Salaries.

T. DHONDUP
Officer On Special duty,
Establishment Department.

OFFICE ORDER
No. 46/Gen/Est.
Dated Gangtok, the 11th April, 1985.

Whereas Governor is of the opinion that it is in the public interest to do so.

Now, therefore, in exercise of the powers conferred by Rule 99 (1) contained in Chapter XII of the Sikkim Govt. Service Rules, 1974, the Governor hereby gives notice to Shri Tempo Rapgyal, Superintendent of Transport, S.N.T. Deptt. that he, having already attained the age of 50 years on 25.10.78 (AN), shall retire from Service with effect from the afternoon of 30.4. 1985.

She shall be entitled to salary for three months in lieu of three month’s notice.

By Order,

L. B. RAI,
Joint Secretary,
Establishment Department.

OFFICE ORDER
No. 49/G/Est.
Dated Gangtok, the 11th April, 1985.

Whereas the Governor is of the opinion that it is in the public interest to do so.

Now, therefore, in exercise of the powers conferred by Rule 99 (1) contained in Chapter XII of the Sikkim Govt. Service Rules, 1974, the Governor hereby gives notice to Shri H.N. Pradhan, Superintendent of Transport, S.N.T. Deptt. that he, having already attained the age of 50 years on 154 1978 (AN), shall retire from Service with effect from the afternoon of 30.4.1985.

He shall be entitled to salary for three months in lieu of three month’s notice.

By Order,

L. B. RAI,
Joint Secretary,
Establishment Department.

OFFICE ORDER
No. 51 (G)/Est.
Dated Gangtok, the 11th April, 1985.

Whereas the Governor is of the opinion that it is in the public interest to do so.

Now, therefore, in exercise of the powers conferred by Rule 99(1) contained in Chapter XII of the Sikkim Govt. Service Rules, 1974, the Governor hereby gives notice to Shri Sonam Lama, Joint G.M. (Operation), S.N.T. Deptt. that he, having already attained the age of 50 years on 5.1.1978 (AN), shall retire from Service with effect from the afternoon of 30.4. 1985.

He shall be entitled to salary for three months in lieu of three month’s notice.

By Order,

L. B. RAI,
Joint Secretary,
Establishment Department.
CIRCULAR
No. 13/(Gen)/Est.

Dated Gangtok, the 12th April, 1985.

1. It has been brought to the notice that Government employees have been submitting their application and representation directly to the Chief Minister without routing through proper channel. This practice is in violation of the instruction issued vide circular No. 227/(Gen)/Est. dated 17th November, 1979 and No. 296/(Gen)/Est. Dated 7th Feb., 1980 and also the Rule 3 Of the Sikkim Government Servants (Conduct) Rules, 1981.

2. It is once again enjoined on Government employees that they should submit their application and representation through proper channel and the practice of submitting such petition directly to the Chief Minister and Ministers should be discontinued forthwith. Any lapse on this account would be severely dealt with.

3. Secretaries/Heads of Departments are requested to bring the above instructions to the notice of all the Government employees working in the Department.

K.M.L. CHHABRA
Chief Secretary,
Government of Sikkim

OFFICE ORDER
No. 107/(G)/Est.

Dated Gangtok, the 26th April, 1985.

Shri D.K. Gurung, Additional General Manager, Sikkim Nationalised Transport, is hereby temporarily transferred and posted as Managing Director, Sikkim Flour Mill Ltd. and the Sikkim Milk Producer's Union, with immediate effect.

By Order.

L. B. RAI
Joint Secretary,
Establishment Department.

OFFICE ORDER
No. 113/(G)/Est.

Dated Gangtok, the 26th April, 1985.

The Governor is pleased to order that Shri J.T. Densapa, LAS, Additional Chief Secretary shall hold charge of the Finance and Planning & Development Department as Secretary-Finance and Development Commissioner. He will take over charge from Shri R. Narayanan, LAS, with effect from 2nd May, 1985.

By Order.

T. CHHOPHEL
Secretary,
Establishment Department.

OFFICE ORDER
No. 108/(G)/Est.

Dated Gangtok, the 26th April, 1985.

Shri L. Lepcha, Advisor, Sikkim Public Works Department, is hereby transferred and posted as Secretary, Sikkim Housing and Development Board with immediate effect.

On transfer, he will continue to hold the status of a Head of Department and will carry his own pay scale.

By Order.

L. B. RAI
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 43/(Gen)/Est.

Dated Gangtok, the 27th April 1985.

A post of Superintending Engineer (Civil) carrying the pay scale of Rs. 1200-60-1440-EB-70-2000 is hereby created in the Power Department with immediate effect.

By Order.

D.K. PRADHAN
Under Secretary,
Establishment Department.
<table>
<thead>
<tr>
<th>PART</th>
<th>CONTENTS</th>
<th>page</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>II</td>
<td>Notifications regarding appointments, postings</td>
<td>22-26</td>
</tr>
<tr>
<td></td>
<td>Transfers, leave etc.</td>
<td></td>
</tr>
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<td>III</td>
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</table>
PART II
Notifications regarding appointments, postings, transfers, leave etc.

STABILIZATION DEPARTMENT
OFFICE ORDER
No. I965/(G)/Est.
Dated Gangtok, the 29th March, 1985.

Shri L.P. Panday, Adm. Officer, Sikkim Government College, Education Department, is hereby transferred and posted as Sub-Divisional Officer-cum-Divisional Magistrate, Pakyong, with immediate effect vice Shri Sonam Dorjee since proceeded on leave.

By Order.

L. B. RAI,
Joint Secretary,
Establishment Department.

NOTIFICATION
No:48/(G)/EST.
Dated Gangtok, the 1st May, 1985.

Substitute the item No. (i) of the Notification No. 272/Gen/Est., dated 11-9-1984 with the following :-

"(i). Pension and gratuity at rates admissible under rule 7 and rule 8(1) of Sikkim Government Retirement Benefit Rule 1974 as amended from time to time, provided he/she has rendered not less than 10 years service as on 15-11-1983."

T. CHHOPHEL,
Secretary,
Establishment Department.

NOTIFICATION
No. 60/(Gen)/Est.
Dated Gangtok, the 17th May, 1985.

The Governor is pleased to upgrade the post of Diarist (380-550) in the Finance Department as Senior Diarist in the scale of 10-10-580-EB-12-700 with effect from 7.5.1985.

By Order

D. K. PRADHAN,
Under Secretary,
Establishment Department.

NOTIFICATION
No. M (32)75/Gen/EST.
Dated Gangtok, the 23rd May, 1985.

Whereas the Government have been considered it expedient to lay down a policy relating to nomination of persons for any training/course at the expense of the State Government.

Now, therefore, the State Government have decided that no person appointed on contract basis/ad-hoc basis shall be sponsored/nominated for any training/course. All cases of nomination of person for in-service training/course shall be processed through the Establishment Department.

Any departure from this Notification will attract disciplinary action.

T. CHHOPHEL,
Secretary,
Establishment Department.

NOTIFICATION
No. M(35)83/Gen/Est.
Dated Gangtok, the 23rd May, 1985.

The State Government hereby constitutes the "Man Power and Monitoring Committee" comprising of the following:-

1. Chairman, Sikkim Public Service Commission—Chairman,
2. Secretary, Finance Department—Member
Secretary, Establishment Department—Member

The Committee is to examine the workload of the existing Staff, sanctioned strength, pattern of staffing and requirement of manpower in all the Departments of the Government.

The Committee should submit a detailed report within fifteen days from the date of issue of this notification. The State Government has further decided not to entertain any proposals for creation of posts without the recommendation of the said Manpower and Monitoring Committee.

J. T. DENSAPA,
Additional Chief Secretary,
Government Sikkim.
OFFICE ORDER
No. 212/(G)/Est.
Dated Gangtok, the 23rd May, 1985.

Dr. (Major) Vijay Seshan, (MR 2647) graded Specialist (Medicine) of Military Hospital Belgaum, who was relieved by Military Hospital, Belgaum with effect from 20.4.85, under the Health & Family Welfare Department on deputation for a period of two years w.e.f. 7.4.85.

The period from 7.4.85 to 19.4.85 is treated as joining time.

He shall draw his pay and allowances provisionally at rates indicated below:

From 7.4.85 To 19.4.85
1. Basic pay 1750/-
2. A.D.A. I 220/-
3. A.D.A. II 1050/-
4. Ad-hoc 493/-
5. Interium 100/-
6. K.M.A. 75/-
7. Special pay 100/-
8. N.P.A. 400/-
9. Special increment 50/-
10. CAC 30% of basic pay subject to a maximum of NIL

From 20.4.85 onwards:
1. Basic pay 1750/-
2. A.D.A. I 220/-
3. A.D.A. II 1050/-
4. Ad-hoc 493/-
5. Interium 100/-
6. K.M.A. 75/-
7. Special pay 100/-
8. N.P.A. 400/-
9. Special increment 50/-
10. CAC 30% of basic pay subject to a maximum of 475/-

Recoveries:
1. Income Tax As per Govt. of Sikkim rules
2. D.S.O. Provident Fund Rs. 1000/-
3. D.S.O. Provident Fund Rs. 300/-
4. Army Welfare Housing Rs. 250/-
5. Army Group Insurance Fund Rs. 500/-

Deduction are to commence from Salary of April, 85, payable in May, 85. Deduction at Serial No. 2 and 5 are to be remitted by Demand Draft to the Controller of Defense Accounts (Officers), Gobind Shad, Pune-411001.

By Order,
L.B. RAI
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 86/GEN/EST.
Dated Gangtok, the 28th May, 1985.

The Governor is pleased to sanction the creation of a post of Driver to be appointed on M-Roll basis in the scale of Rs. 350-6-410-7-550 in the Health and Family Welfare Department with immediate effect.

Expenditure on the above post shall be debitable to Head 2804 A. (1) Direction & Administration (Non-Plan).

Further, the Governor is pleased to sanction the creation of 4 (four) post of Nurses for the four Districts under Districts under Family Welfare Bureau in the scale of Rs. 550-6-750-EB-25-950-EB-30-1100 with immediate effect.

Expenditure on the above posts shall be debitable to Head 28 BI. 1-BFP. Other services & supplies (Urban F.W. Services) CSS.

T. DKONDUP
Officer On Special duty
Establishment Department.

NOTIFICATION
No. 87/GEN/EST.
Dated Gangtok the 28th May, 1985.

The Governor is pleased to sanction creation of the following posts in the Finance Department with immediate effect:

<table>
<thead>
<tr>
<th>SI</th>
<th>Name of the Post</th>
<th>No. of Post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>FINANCE ACCOUNTS DEPARTMENT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>Accountant</td>
<td>1 (one)</td>
<td>Rs. 450-12-570-EB-15-720-EB-10-700</td>
</tr>
<tr>
<td>2</td>
<td>U.D.A.</td>
<td>1 (one)</td>
<td>Rs. 380-7-450-EB-8-530-EB-10-550</td>
</tr>
<tr>
<td>FINANCE COMMISSION DIVISION</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>Accountant</td>
<td>1 (one)</td>
<td>Rs. 450-12-570-EB-15-720-EB-10-700</td>
</tr>
<tr>
<td>2</td>
<td>U.D.A.</td>
<td>1 (one)</td>
<td>Rs. 410-10-580-EB-12-700</td>
</tr>
<tr>
<td>3</td>
<td>Peon</td>
<td>1 (one)</td>
<td>Rs. 300-4-340-5-380</td>
</tr>
</tbody>
</table>

The expenditure on the above posts shall be debitable to Major Head 252: Secretariat-General Services 1. Secretariat (5) Finance Department I. Salaries, T. DHONDUP
Officer On Special duty
Establishment Department.
NOTIFICATION
No. M (16)88/Gen/Est.
Dated Gangtok, the 28th May, 1985.

The Governor is pleased to reconstitute the Second Pay Commission with Shri M.P. Pradhan, Retd. Chief Secretary as Chairman and Shri Ram Kishan Gupta, Retd. Secretary to the Government as Member in modification of the Notification No. 384/ Gen/ Est dated 10-1-1985. The reconstituted Commission shall start working from 1st June 1985. The terms of reference contained in the Notification No. 243/Gen/Est dated 14.8.1984 and Notification No. 373/ Gen/Est. dated 3rd January, 1985 will be the same.


K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.

OFFICE ORDER
No. 229/Gen/Est.
Dated Gangtok, the 28th May, 1985.

Extension of leave for 31 days w.e.f. 15.5.85.to 14.6.85 applied for and being Availed of Shri K.C. Pradhan, Secretary, Land Revenue Department & Ecclesiastical Affairs Department, in continuation of leave previously sanctioned vide Office Order No. 32G/Est. dated 8-4.85, is hereby sanctioned subject to title report on production of medical certificate, on the existing working arrangement.

By Order.

K. TOBDEN,
Under Secretary,
Establishment Department

OFFICE ORDER
No. 247/(G)/Est.
Dated Gangtok, the 31st May 1985.

It is certified that Shri Tashi Namgyal actually functioned as Deputy Inspector General of Police continually from the above date.

By order and in the name of the Governor.

T. CHHOPHEL,
Secretary,
Establishment Department.

FINANCE DEPARTMENT
OFFICE ORDER
No. 43/Fin.
Dated Gangtok, the 21st May, 1985.

Shri C.B. Chhetri, Joint Director, Agriculture Census Unit Government of Sikkim, is hereby declared as Head of Office as well as Drawing and Disbursing Officer with immediate effect vice Shri P. Tewari since transferred to Sikkim Degree College.

By Order.

D. NIODUP,
Chief Accounts Officer,
Finance,
Government of Sikkim.

LAW DEPARTMENT
OFFICE ORDER
No: 23 (39)LD/LIT/85/26/150.
Dated Gangtok, the 1st May, 1985.

1. The Governor is pleased to appoint Shri M.P. Pradhan Advocate, as senior Government Advocate-cum-Public Prosecutor with immediate effect on the following terms :
   a) Consolidated retainer fee-Rs. 1800/- per month (this retainer fee will include fees for all matters like consultations drafting of pleading, drafting of miscellaneous application, submission of draft issues, preparation of synopsis of arguments and fees for non-effective hearings, etc.)
   b) Fees for effective hearing (irrespective of number of cases and number of courts) within Sikkim while appearing independently- Rs. 200/- per day.
   c) Fees for effective hearing (irrespective of number of cases and number of courts) within Sikkim while appearing as junior to the Advocate General Additional Advocate General or any other senior lawyer - Rs. 90/- per day.

2. Beside the above he will be entitled to other facilities set out in para 3 of Notification No: 21(3)LD/LIT/84 (1) dated the 7th August, 1984 which shall also govern the other terms of his appointment.

3. The duties of the senior Government Advocate-cum-Public Prosecutor will be as specified at Annexure I appended to Notification No: 21(3)LD/LIT/84(1) dated the 7th August 1984.

4. The initial appointment would be for a period of three years and may be renewed upto a further period of three years.

T.P. GHIENHRAY,
Joint Secretary, Litigation,
Law Department.
CIRCULAR

Subject : - Accounting procedure of the pertaining to the head "Suspense - Stock".

The procedure of accounting of the transactions pertaining to the head "Suspense-Stock" and the proper utilisation of the provision made thereunder have been engaging the Attention of the Government for sometime past in the light of problems projected by Different self -drawing departments in the process of operating them.

2. Under the existing procedure enjoined in the Sikkim Public Works Code and Followed by other self-drawing departments, the cost of stores purchased but not paid for In the month they are received, is adjusted in the account by debit to the account of work If purchased for specific works or to the Sub-head 'stock' subordinate to the minor head 'Suspense' if they have been procured for 'stock' purposes, with a contra credit to another Sub-head 'Purchase'. The 'sub-head 'purchased is debited when payment of cost of stores is actually made. The sub-head 'stock' is credited when stores are issued for utilisation on a work of issued to other Department/Division operating 'Suspense-Stock5 again for stock purposes. The debits under the two sub-heads purchases' and 'stock' do not get netted with the credits under them as they are exhibited in the budget as recoveries under the gross voting system. So the debits and credits under these sub-heads get multiplied as the stock items are transferred a number of times which made budgeting in respect of these sub-heads a vary difficult exercise. Gross debits also get inflated.

4. The Ministry of Works and Housing of the Government of India have, as such Revised the above modalities of accounting of transaction pertaining to 'Suspense-Stock And adopted a revised procedure with effect from 1982-83 in consulation with the Comp troller and Auditor General of India, the Controller General of Accounts and the Budget Division of the G.I. Ministry of Finance vide memo No. 15011/1278-W2 dt. 27.4.82.

5. After careful consideration of various issues invold it is decided to adopt the Central procedure mutatis-mutandis and the following revised methods are prescribed.

(i) The head 'Suspense-Stock' shall be debited by value of stores acquired only for Stock purposes upto the prescribed limit within the budget provision.

(ii) The operation of the sub-head 'Purchases under the minor head 'suspense' Shall be dispense with. Instead, the cost of stores not paid for in the same Month in which they were received shall be credited to a new suspense minor Head 'Material Purchase Settlement Suspense Account under the major head "858-suspense Account". This suspense minor head will be cleared when supplies received are actually paid for. (pi. see "Illustration' attached).

(iii) The stores required for works/projects shall be purchased from the provision Made therefore and invariably be debited thereafter under the works/projects.

(iv) In the account of the Department/Division operating 'Suspense-Stock' issuing Stores to other Departments/Divisions the cost of stores supplied shall be debi- ted to the suspense head 'cash Settlement Suspense Account" under the major head "858-Suspense Accounts" by:

(a) Minus debit to 'Suspense-Stock' if stores supplied are for stock purposes (pi. see "Illustration' attached) and

(b) Credit to the head 'Suspense-Stock' if stores supplied are for utili- sation on specific works- (pi. see "Illustration' attached).

(c) In case of (a) the stores worth the amount of minus debit may be acquired afresh subject to the prescribed limit inherent in the total provision itself.

(d) In case of (b) no stores can be acquired against the amount of credit afforded.
5. In the accounts of the Department/Division receiving the stores and also operating The head 'Suspense-Stock', the cost of stores shall be debited to the accounts of work if Acquired, for works and to the head 'Suspense-Stock' if acquired for stocks purposes per Contra Credit to the head "858-Suspense Accounts-Material Purchase Settlement Suspense Account" if the stores received are not paid for in the same month (pl. see 'Illustration' attached). The head "Material Purchase Settlement Suspense Account" will be cleared by credit when cost of the supplies received is paid for.

6. The procedure shall come into force with immediate effect.

7. The balances remaining outstanding up to the close of the year 1983-84 under sub-head "Purchases" shall be transferred to the Suspense minor head "Material Purchase Settlement Suspense Account" under "858-Suspense Account" on a proforma basis and the amount outstanding for more than three years under "Purchase:" shall be credited to revenue.

8. Formal amendment to Sikkim Public Works Code will be issued, separately in due Course.

J.T. DENSAPA,
Secretary Finance.

ILLUSTRATIONS

Stores worth Rs. 10,000/- procured out of which:

I. Stores worth Rs. 5000/- are for stock -
   (A) If paid for :
   Rs. 5000/- Debit to                      "Suspense-Stock"
   (B) If not paid for :                  "858-Suspense Accounts Material Purchase Settlement Suspense Accounts (new minor head)" to be cleared by debit when paid for.
    Stores worth Rs 5000/- are for work -
   (A) If paid for : 
   Rs. 5000/- Debit direct to 'work' 
   (B) If not paid for :                           "858-Suspense Account Material Purchase Settlement Suspense Account (new minor credit to- "Work")", to be cleared by debit when paid for.

II. Stores worth Rs. 3000/- out of stock transferred to other department/division for stock purposes-
   (A) For supplying Department/Division operating 'Suspense Stock' 
   Rs. 3000/- minus debit to:          "Suspense Stock" 
   Rs-3000 debit to :                       "858-Suspense Accounts-Cash Settlement Suspense Accounts" which will be cleared when the payment is received from the Receiving Department/Division by affording credit.
   (B) For receiving Department/Division operating 'Suspense Stock'
   Rs. 3000/- debit to                    "Suspense Stock" 
   Rs. 3000/- credit to                    "858-Suspense Accounts-Material Purchase Settlement Suspense Account" to be cleared by debit when paid for.

IV. Stores worth Rs. 2000/- out of stock supplied to other Departments/Division for specific works-
   (A) For supplying Department/Division operating "Suspense Stock" . 
   Rs. 2000/-/credit to                  "Suspense-Stock" 
   Rs. 2000/- debit to ,                  "858-Suspense Account Cash Settlement Sus- pense Account to be cleared by credit when actual payment is received.
   (B) For the Receiving Department Division operating "Suspense-Stock".
   Rs. 2000/- debit to                    "Works" 
   Rs. 2000/- credit to                    "858-Suspense Accounts-Materials Purchase Settlement Suspense Account" which will be cleared when cost of stores received is actually Paid.

V. The head "purchase" under "suspense" has been dispensed with.

PRINTED AT THE SIKKIM GOVERNMENT PRESS GAZ. 5.-30OC-27.5.85;
## CONTENTS

<table>
<thead>
<tr>
<th>PART</th>
<th>Contents</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
<td>Nil</td>
<td></td>
</tr>
<tr>
<td>II</td>
<td>Notifications regarding appointments, postings, transfers, leave etc.</td>
<td>18-31</td>
</tr>
<tr>
<td>III</td>
<td>Nil</td>
<td></td>
</tr>
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Notifications regarding appointments, postings, transfers, leave etc.

OFFICE OF THE SECRETARY
TO THE GOVERNOR,
RAJ BHAVAN,
GANGTOK.
NO.SIM/GOV/SECTT/172/85/178/85
Dated the 27th June, 1985.
The Governor of Sikkim has been pleased to sanction 21 days commuted leave on medical ground from 25th April to 15th May, 1985 with permission to suffix the holiday falling on 16th May, 1985, to Shri Justice Ripusudan Dayal, Judge, High Court of Sikkim. This leave will count as Double i.e., 42 days.

J.P. TSHERING,
Secretary to the Governor of Sikkim

The Governor of Sikkim has been pleased to sanction 20 days commuted leave on Medical ground from 1st July to 20th July, 1985, with permission to prefix Sunday, 30th June and suffix the Sunday, 21st July, to the Justice Ripusudan Dayal, Judge, High Court of Sikkim. This leave will count As double i.e., 40 days.

J.P. TSHERING,
Secretary to the Governor of Sikkim

HOME DEPARTMENT
NOTIFICATION
No. 6(56) Home/84/143
Gangtok, the 21st June, 1985.
In exercise of the powers conferred by section 12 of the Code of Criminal Procedure, 1898 (V of 1898) the State Government hereby vests the powers of Magistrate of the First Class upon Shri K.T. Chankapa, Sub-Divisional Magistrate, Gangtok Sub-Division with immediate effect.

M.M. RASAILY,
Home Secretary.

ESTABLISHMENT DEPARTMENT
OFFICE ORDER
No. 254(G)/Est.
Dated Gangtok, the 1st June, 1985.
30 days leave sanctioned to Shri P.K. Gurung, Deputy Director, Printing Department w.e.f. 15.4.84 to 14.5.85 vide O.O.No. 97/G/Est. dt.25.4.85 subject to title report On hereby confirmed as Commuted leave.

By Order,
K. TODEN
Under Secretary,
Establishment Department.

NOTIFICATION
No.M(30)/100(Gen)/Est.
Dated Gangtok, the 5th June, 1985.
In exercise of the powers conferred by rule 7 of the Sikkim Subordinate (Ministerial and Executive) Service Rules. 1984. The Establishment Department will hold a proficiency test for the Stenographers who are serving in the Government Departments on regular basis will be held for selecting for attainment of higher scales in the Grade I and Grade II.

Those Stenographers fulfilling the eligibility conditions mentioned below should apply in the prescribed form of application:

Eligibility Condition:

1. For Stenographer Grade-
   - Grade II (550-1100)
   - Minimum speed:
     - 100 w.p.m. in Short Hand,
     - 50 w.p.m. in Typewriting.

2. For Stenographer Grade-
   - Grade II (480-850)
   - Minimum speed:
     - 80 w.p.m. in Short Hand,
     - 40 w.p.m. in Typewriting.

Application must be routed through the Head of Department and must reach this
NOTIFICATION
No. 113/(Gen)/Est.
Dated Gangtok, the 13th June, 1985.

The Governor is pleased to substitute the existing Paragraph No. 4 of the Notification No.167/Gen/Est. dated 19.9.79 by the following:-

"4. EX-GRATIA PAYMENT
(A) A sum of Rs. 20,000/- (twenty thousand) shall be paid to the next King of the deceased police Personnel who dies of unnatural death while on duty.
(B) A police Personnel who suffers permanent disability while performing his duty shall be entitled to an ex-gratia payment of Rs. 15000/- (fifteen thousand)."

This amendment shall be deemed to have taken effect from 5.1979.

By Order
D. K. PRADHAN,
Under Secretary,
Establishment Department.

NOTIFICATION
No. (120)/Gen/1 ST.
Dated Gangtok, the 15th June, 1985.

The Governor is pleased to sanction the creation of one post of Senior Income Tax Officer in the scale of Rs. 900-40-1180-EB-45-1450-EB-50-1800 under the Finance Department with immediate effect.

To fill up the post a minimum of three years experience in the Income & Commercial Tax Section is required as basic qualification.

Expenditure on the above post shall be debitable to Head 220AI (1) (1) Non Plan.

T. DHONDUP
Officer On Special Duty.
Establishment Department.

OFFICER ORDER
No. 311/(G)/Est.
Dated Gangtok, the 18th June, 1985.

Shri R.B. Mukhia, Secretary, Local Self Government and Industries Department, is hereby deputed to under-go the First in-service training for I.A.S. Officer, with 17-20 years of service at L.B.S.N.A.A., Mussoorie, being held for the period from 24.6.85 to 20.7.85. Accordingly, he is relieved from the department with immediate effect to enable him to proceed for the course.

The period of training including joining time is treated as In-service.

During his absence on training, Shri P.K. Pradhan, Secretary, Rural Development Deptt. will look after the be L.S.G. Deptt. The Industries Deptt. will be looked after by Shri T. Chhophel Secretary, Establishment Department.

By Order
L.B. RAI,
Joint Secretary,
Establishment Department.

NOTIFICATION
No.H(11)127/Gen/Est.
Dated Gangtok, the 28th June, 1985.

The Governor of Sikkim is pleased to designate Shri K.C. Pradhan, I.A.S., as Grievance Commissioner. He is allowed to draw a honorarium of Rs.500/- per month. He will also draw POL as per his approved tour programme. He will continue to look after the Land Revenue Department and the Ecclesiastical Department in addition.

The Grievance Cell in the Secretariat will work under the Grievance Commissioner.

By Order
T. CHHOPAHEL,
Secretary,
Establishment Department.

GOVERNMENT OF SIKKIM
SIKKIM PUBLIC WORKS DEPARTMENT
NOTIFICATION
No: 766/PWD

Governor of Sikkim is pleased to partly amend the Clause 68 of Sikkim Public Works Manual enforced vide Notification No: 2103/Home/84 dated 7.2.84. issued by the Chief Secretary to the Govern-
Applications received thereafter shall be summarily rejected.

Applicants who would apply in response of this Notification should appear for the test in Shorthand and Typewriting in the Establishment Department at 10 A.M. on 30.6.85. Separate intimation in this regard will not be sent.

Applicants are required to bring their own typewriter, shorthand note book, pencil, erasure etc.

Secretaries/Head of Departments are requested to circulate this Notification amongst the Stenographers working in there respective departments.

T. CHHOPHEL,
Secretary,
Establishment Department.

APPLICATION FORM

1. Name in full:
2. Educational Qualification:
3. Date of appointment:
4. Date of appointment as Stenographer Grade III:
5. Date from which Grade II and Scale of Rs. 480-850 given:
6. Name of the Department presently working in:

Signature of the Applicant:

Signature of the Head of the Deptt.:

Informations given above are true and according to the service record of the applicant.

OFFICE ORDER

No. 258/(G)/Est.
Dated Gangtok, the 5th June, 1985.

Major N.K. Karumbaiah (MR-2I88) classified Specialist (medicine) of Military Hospital Fatehgarh (UP; who was relieved by Military Hospital Fatehgarh w.e.f. 7-4-85(AN), is hereby -appointed as medical specialist in the S.T.N.M. Hospital w.e.f. 19-4-85 under the Health & Family Welfare Department on deputation for a period of two years w.e.f. 8.4.85.

Deductions are to commence from salary of April, 1985 payable in May 1985.

By Order.

L. B. RAI,
Joint Secretary,
Establishment Department.

OFFICE ORDER

No. 28I/(Gen)/Est.
Dated Gangtok, the 12ih June, 1985.

In suppression of Office Order No: 206 G/Est, dated 22nd May, 1985, the following intra departmental transfers are hereby made in the Sikkim Public Works Department with immediate effect:

2. Shri B.N. Pradhan, Addl. Engineer, Roads, is transferred and posted as Adddl. Chief Engineer, Buildings vice Shri T.T. Lepcha.

On transfer they will carry their own pay & scale.

By Order

K. TOBDE
Under Secretary,
Establishment Department.
LAW DEPARTMENT
NOTIFICATION
No. 21(26) LD/LIT/84/85/28
Dated Gangtok, the 18th May, 1985.

In exercise of the powers conferred by Sub-section (1) of Section 492 of the Code of Criminal Procedure, 1898, the State Government hereby appoints Shri M.P. Pradhan, Senior Government Advocate, to be Public Prosecutor in place of Shri J.C. Ghosh Advocate on Government panel with immediate effect.

L. B. CHHETRI,
Chief Engineer-cum-Secretary-PWD.

B.R. PRADHAN,
Legal Remembrancer
and
Law Secretary.

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<th>Page</th>
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<td>II-Notifications regarding appointments, postings transfers, leave etc.</td>
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PART II
Notifications regarding appointment, postings, transfers, leave etc.

RAJ BHAVAN, GANGTOK
No. SRM/GOV/188/85
Dated Gangtok, the 23rd July, 1985.
ORDER
Lt. Col. M. R. Kotwal, M. D., F.A.C.G. (USA), Consultant in the Department of Internal Medicine and Division of Gastroenterology, Department of Health and Family Welfare, Government of Sikkim, is hereby appointed as an Honorary Physician to the Governor of Sikkim, with immediate effect.

BHIHMA NARAIN SINGH, Governor of Sikkim.
OFFICE ORDER
No.155/CMS/85-86
Dated Gangtok the 30th July 1985.
Lt. Col. M.R. Kotwal, M.D., F.A.C.G. (USA), Consultant in the Department of Internal Medicine and Division of Gastroenterology, Department of Health and Family Welfare, Government of Sikkim, is hereby appointed as an Honorary Physician to the Hon'ble Chief Minister of Sikkim, with immediate effect.

NAR BAHADUR BHANDARI, Chief Minister of Sikkim.
HOME DEPARTMENT
NOTIFICATION
Dated Gangtok, the 30th July, 1985.
In exercise of the powers conferred by Section 10 of the Criminal Procedure Code, 1898 (V of 1898), the State Government hereby appoint Shri T.P. Dorji, Additional District Magistrate (East) as District Magistrate (East) during the absence on training Of Shri T.T. District Magistrate with July, Effect from 11th July, 1985 to 25th July, 1985.

M. M. RASAILY, Home Secretary.

ESTABLISHMENT DEPARTMENT
NOTIFICATION
No.131/ (GEN) EST
Dated Gangtok, the 3rd July, 1985.
The Governor is pleased to order the following postings with immediate effect:
1. Shri K.C. Pradhan, Secretary, Land Revenue, Ecclesiastical Affairs, and Grievance Commissioner, is posted as Secretary, Establishment Department including Sports and Games vice Shri Pasong Namgyal. He will, however, continue to hold charge of Grievance Commissioner.
2. Shri Pasong Namgyal, Secretary, Education Department including Sports and Games, is posted as Secretary, Land Revenue and Ecclesiastical Affairs. Further, he is given charge of Tibetan Refugees Rehabilitation, presently being looked after by Shri R.B. Mukhia.

Consequent on the termination of contract service of Prof. A.T. Sanyal, Director, Agriculture Department, under the Establishment Department Notification No:364/G/Est. of 3.7.85. Dr. B.S. Basnett, Director-cum-Secretary, Animal Husbandry Department, is posted as Director-cum-Secretary, Agriculture Department. He will, in addition, look after the Animal Husbandry Department also as Ex. Officio-Secretary In-charge of the Department.

T. CHHOPHEL, Secretary, Establishment Department.
NOTIFICATION
No. 160/(GEN)/EST.
Dated Gangtok, the 31st July, 1985
The Governor is pleased to sanction the creation of a post of Stenographer in the Scale of Rs. 450-800 in the Scheduled Caste & Scheduled Tribe Welfare Department with immediate effect.
The expenditure on the above posts shall be debitable to Major Head-288 ‘B’ II (1)(2) (1) Pay and Salary (Plan).

T. DHONDUP, Officer On Special Duty, Establishment Department.
OFFICE ORDER
No. 358/(G)/EST.
Dated Gangtok, the 1st July, 1985.
The Governor is pleased to convert the post of Officer on Special Duty, Education Department, previously held by Shri M. Chardran, to that of Joint Director in the scale of Rs. 1200-60-144-EB-70-2000 and to promote Shri G.K. Bakshi, Deputy Director to the post and scale w.e.f. 23.6.85 i.e. the date of approval.
As usual, he will be on probation for one year.
By Order,
L.B. RAI,
Joint Secretary,
Establishment Department.

OFFICE ORDER
No. 361/(G)EST.
Dated Gangtok, the 2nd July, 1985.
The Governor is pleased to promote Dr. Nima Tshering Lepcha, Addl. Director as Director in the Animal Husbandry 1800-EB-100-2400 w.e.f. 2.7.85 that is the date of approval.
By Order,
L.B. RAI,
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 364/(G)Est.
Dated Gangtok, the 3rd July, 1985.
The contract service of Prof. A.T. Sanyal, Director, Agriculture Department, is hereby terminated with immediate effect. He is entitled to draw one month’s Salary in lieu of one month’s notice.

By Order,
L.B. RAI,
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 374/G/EST.
Dated Gangtok the 5th July, 1985.
In exercise of powers conferred under the second Provision to sub-rule (2) of Rule 4 of I.P.S. (Cadre) Rules, 1954, the Governor is pleased to add the post of Additional Inspector General of Police in the scale of Rs. 2250-125/-2500 to the I. P.S. Cadre of Sikkim with immediate effect.
Shri Tashi Namgyal, I.P.S. (Sikkim), presently holding the post of Deputy Inspector General of Police is promoted to the new post of Additional Inspector General of Police with immediate effect and will draw his pay in accordance with sub-rule (1) of rule 9 of I.P.S. (Pay) Rules, 1954.
T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. 407/(G) EST.
Dated Gangtok, the 12th July, 1985.
The existing vacant post of Superintendent (Stores) in the Sikkim Nationalised Transport Department, is hereby downgraded and redesignated as Store Officer in the scale of Rs. 6600-1400 with immediate effect.
Further, Shri Shanti Kumar Pradhan, Assistant Store Officer is hereby promoted as Store Officer w.e.f. the date he takes over Charge of the post.
As usual, he will be on probation for one year.

By Order
K. TOPDEN
Under Secretary,
Establishment Department.
OFFICE ORDER
No. 409/(G)/EST.
Dated Gangtok, the 15\textsuperscript{th} July, 1985.

Mrs. Shanti Chhetri, Assistant Teacher Of Modern High School, is hereby appointed as Headmistress, West Point High School in the scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 w.e.f. 22-2-84 i.e. the date she took over charge of the post.

She will be on probation for one year.

By Order.

K. TOBDEN
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 411/(G)/EST.
Dated Gangtok, the 15\textsuperscript{th} July, 1985.

Shri Rinzing Tshering Lepcha, Private Secretary of Hon'ble Minister, Industries and Ecclesiastical Department, is hereby promoted in the regular scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 against the one of the existing vacancy in the Education Department w.e.f. 2.7.85.

i.e. the date of approval. He will, however, continue to hold the post of Private Secretary.

By Order

K. TOBDEN
Under Secretary,
Establishment Department.

NOTIFICATION
No. 421/(G)/EST.
Dated Gangtok, the 18\textsuperscript{th} July, 1985.

The Governor is pleased to order the following posting with immediate effect:

1. Shri T.P. Ghimiray I.A.S. Joint Secretary in the Law Department is transferred and posted as District Collector-cum-District Magistrate (West), Gyalzing, vice Shri N.D. Chingapa.

2. Shri N.D. Chingapa, I.A.S., District Collector-cum-District Magistrate (West), is transferred and posted as Chief Pay & Account Officer to relieve Shri A. C. Saha of the duties of P.C. & A.O.

By Order,

L.B. RAI
Joint Secretary,
Establishment Department.

NOTIFICATION
No. 429/(G)/EST.
Dated Gangtok, the 22\textsuperscript{nd} July, 1985.

The Governor is pleased to order the following posting with immediate effect:-

1. Shri R.B. Mukhia, Secretary, Local Self Government & Housing Deptt. Tibetan Refugees Rehabilitation and Industries Deptt. is transferred on deputation for appointment to Sikkim Legislative Assembly as its Secretary.

2. Shri T.P. Sharma, Secretary, Sikkim Legislative Assembly is reverted and posted as Secretary, Health & Family Welfare including Social Welfare vice Shri J.K. Thapa.

3. Shri J.K. Thapa, Secretary, Health & Family Welfare including Social Welfare is transferred and posted as Development Commissioner-cum-Secretary, Planning.

By Order.

L.B. RAI
Joint Secretary,
Establishment Department.

T. CHHOPHEL
Secretary,
Establishment Department.
OFFICE ORDER  
No. 433/(G)/Est.  
Dated Gangtok, the 23rd July, 1985.

In continuation of the Office Order No.428/(G)/Est. dated 20.7.85. Shri Tashi Namgyal, Addl. Inspector General of Police Shall take over charge of the Vigilance Department to relieve Shri B.R. Dubey With effect from the afternoon of 24th July, 1985. This order also refers to the Office. Order No. 1460/(G)/Est. dated 29.3.85.

By Order,  
T. CHHOPHEL,  
Secretary,  
Establishment Department.

OFFICE ORDER  
No.441 (G)/EST.  
Dated Gangtok, the 26th July, 1985.

Shri Sonam Gyamtso, presently on deputation to the State Trading Corporation of Sikkim, as Representative and Resident Commissioner, Govt. of Sikkim, Calcutta, is Hereby reverted and posted as Joint Secretary (Litigation), Law Department, vice Shri T.P. Ghimiray since posted as District Collector (West) under this Department Order No.421/G/Est. of 18.7.1985.

By Order,  
L.B. RAI,  
Joint Secretary,  
Establishment Department.

OFFICE ORDER  
No. 455/(G)/EST.  
Dated Gangtok, the 27th July, 1985.

Leave for 61 days with effect from 8.7.85. to 6.9.85. applied for and being availed of by Shri T.T. Bhutia, Director, Printing Department is hereby sanctioned as Earned Leave duly suffixing 7.9.85. and 8.9.85. as Government holidays. It is certified that he had 178 days Earned Leave due at his credit as on 7.7.85. During his absence on leave, Shri P.K. Gurung, Deputy Director will look after the Duties of the Officer on charge allowance @ 20% of Rs. 1350/- per month.

By Order,  
K. TOBDEN  
Under Secretary,  
Establishment Department.

FINANCE DEPARTMENT  
NOTIFICATION  
No. 3/ Fin.  
Dated Gangtok, the 2nd July, 1985.

The Governor has been pleased to Delegate to the Chairman and Secretary, Sikkim Public Service Commission the same financial powers as delegated to the Chief Secretary and the Heads of Departments respectively, as incorporated in the Sikkim Financial Rules vide notification No.4/Fin dated 21.5.81.

By Order,  
J.T. DENSAPA,  
Secretary,  
Finance Department.

SIKKIM LEGISLATIVE ASSEMBLY  
SECRETARIAT GANGTOK  
OFFICE ORDER  
No. SLAS/85-86/409/15(463)  
Dated Gangtok, the 24th July, 1985.

In pursuance of rule 5(1) of the Sikkim Legislative Assembly Secretariat (Recruitment and Conditions of Service Rules, 1983, I, in consolation with the State Government appoint Shri R.B. Mukhia, as Secretary of the Sikkim Legislative Assembly on deputation with effect from date of his joining vice Shri T.P. Sharma, IAS, who has been reverted to the State Government.

By Order,  
T.R. SHARMA,  
Speaker,  
Sikkim Legislative Assembly.

INFORMATION AND PUBLIC RELATIONS DEPARTMENT  
NOTIFICATION  
No. 296/IPR/85-86  
Dated Gangtok, the 10th July, 1985.

The Governor of Sikkim has been pleased to make the following additions to Notification No. 229/IPR/85-86 dated 12.7.84:

2. The number of issues and the number of pages stipulated in clause 1 (a), (b) and (c) of the notification referred to above shall be strictly adhered to for the purpose of release of advertisements and under no circumstances issues less
Than those stipulated shall be considered. Similarly, 2-page issues in the case of dailies and bi-weeklies, 4-page issues in the case of weeklies of the standard 30 cm x 22 cm size and 2-page of weeklies double the standard size shall not be considered.

3. An issue purporting to be a “double issue” shall be taken as a single issue even if the number of page in such an issue are more than stipulated for the purpose of this notification.

4. Three copies of every issue of dailies, weeklies and bi-weeklies shall be submitted to the Deputy Director (Spl.), of the Department of Information and Public Relations at the Sikkim Government Press building by the publishers within 24 hours of its publication, failing which their paper shall not be include in the quarterly review for the purpose of release of advertisements.

Notwithstanding fulfillment of the above conditions by any dailies, weeklies or bi-weeklies, the Government of Sikkim reserves the right to withhold release of advertisement to any daily, weekly or bi-weekly without assigning any reason in public interest.

This notification shall be deemed to have come into effect from 15 April 1985 and the next quarterly review of regularity of papers shall be held on 16 July 1985.

By Order,

J.P. TSHERING,
Secretary,

NOTIFICATION
No.305/IPR/85-86
Dated Gangtok, the 21st July 1984.

The Governor of Sikkim has been pleased to make the following addition to clause 7 of Notification No.20/78-79/IPR/1640 dated 7 August 1980:

J. P. TSHERING,
Secretary.

GOVERNMENT OF SIKKIM
DEPARTMENT OF EDUCATION
NOTIFICATION
No.02/Est/Edn,
Dated the 11th July, 1985.

In supersession of the Notification, No. 02/Est/Edn, dated 28.6.85, the State Government is pleased to appoint Shri Bijoy Pratap Pradhan, Deputy Secretary Law as Administrator of Sikkim Government Law College, Gangtok vice Shri M.C. Mathur, Joint Director of Education with immediate effect.

He will take charge of assets, liabilities and administration of the Law College from Shri M.C Mathur and Dr. B. Kumar.

By Order,

KC. PRADHAN,
Secretary,
Education Department.

LAW DEPARTMENT
NOTIFICATION
No. 31/LD/LIT/84/
Dated Gangtok, the 11th July, 1985.

Shri B.C. Sharma, who was appointed as Assistant Government Advocate vide O.O. No. 21(I3)/LD/LIT/84 dated 17th August, 1984 and Public Prosecutor vide Notification No. 6/LD/LIT/1985 dated 6th July, 85, is now designated as Assistant Government Advocate-cum-Public Prosecutor.

His term of appointment and payment of fees shall be governed by Notification No. 21(3) LD/LIT/84(I) dated the 7th August, 1984 and No- 21(3)LD/LIT/84 (II) dated the 7th August, 1984 respectively.

By Order,

T.P. GHIMIREY,
Joint Secretary,
Law Department.
NOTIFICATION

No. 1/9(1) LU&E/ (D)
Dated Gangtok, the 16th July, 1985.

The Government of Sikkim has been pleased to constitute a Committee consisting of the following members to examine:

1. Whether lands which has been taken possession by the Government for Soil Erosion Control measures are free from erosion.
2. If the land are free from erosion can these be restored back to the owner whether this will create any detrimental effect to the stability of the area.
3. If the land is to be still retained by the Government, whether the compensation is to be paid, or not.
4. Whether the land rents paid by the owner so far is to be refunded or not and
5. Other relevant matters :
   1. Hon’ble Minister, Forest/Land Use & Environment –Chairman
   2. Secretary Finance -Member,
   3. Secretary Land Revenue - "
   4. C.C.F. cum Secretary -Member
   5. Director cum Secy. Agriculture . “
   6. District Collector, East . “
   7. Director, LU&E(D) - Member Secretary.

By Order
N.C . SHENGA,
DIRECTOR
Land Use & Environment Deptt.
Government of Sikkim.
GOVERNMENT OF SIKKIM
EAST DISTRICT COLLECTORATE
GANGTOK, SIKKIM.
O.O. No. 21 /DCE

Mr. Jaideo Sharma Son of late Chandra Lall Sharma of Chujachen Block
Is hereby appointed as the Mondal of Chujachen and Rolep Block, with immediate effect the place of his father Mr. Chandra Lall Sharma, since deceased.

By Order.
T.P. Dorji,
Additional District Collector East,
Gangtok : Sikkim.
## CONTENTS

<table>
<thead>
<tr>
<th>PART</th>
<th>Description</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
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<tr>
<td>II</td>
<td>Notifications regarding appointments, postings</td>
<td>42-52</td>
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PART II
Notifications regarding appointments, postings, transfers, leave etc.

HIGH COURT OF SIKKIM
NOTIFICATION
No. 39/HCS.
Dated Gangtok, the 9th August, 1985.

Hon'ble the Acting Chief Justice has been pleased to extend the contractual Service of Shri Amarjit Chopra as Registrar of this High Court for one year w.e.f. 1.9.1985. on the following terms and condition:-

1. He will draw a basic pay of Rs. 2050/-per month w.e.f. 1.9.85. He will draw his pension separately from his original employer.
2. He will draw Dearness Allowance and Interim Relief at the rates admissible to the State Government Officer of his grade.

This has concurrence of the Government of Sikkim communicated by the Secretary to the Government of Sikkim, Establishment Department, vide his letter No. F(1)/ 1013/Gen/Est. dated 30.7. 1985.

G. RAY,
Deputy Registrar.

NOTIFICATION
No.40/HCS.
Dated Gangtok, the 13th August, 1985.

In the light of Provisional pay slip No.19939-J., dated 2nd August, 1985 issued by the Government of West Bengal, Judicial Department Shri G.P. Roy, formerly Chief Judicial Magistrate, Darjeeling, now posted as District & Sessions Judge, Sikkim, at Gangtok, on deputation, is entitled to draw pay and allowances on the monthly rates shown of pay of Rs. 1200-2000.

<table>
<thead>
<tr>
<th>Particulars</th>
<th>From 1-2-84</th>
<th>From 1-5-85</th>
<th>From 1-8-84</th>
<th>From 1-3-85</th>
<th>From 2-5-85</th>
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<tr>
<td>Substantive pay</td>
<td>1150.00</td>
<td>1150.00</td>
<td>1150.00</td>
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<td>Officiating pay</td>
<td>690.00</td>
<td>750.00</td>
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<td>Dearness Allowance</td>
<td>243.00</td>
<td>243.00</td>
<td>243.00</td>
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<tr>
<td>Ad-hoc Dearness Allowance</td>
<td>243.00</td>
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<td>243.00</td>
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<tr>
<td>Total Rupees</td>
<td>3318.00</td>
<td>3424.00</td>
<td>3538.00</td>
<td>3726.00</td>
<td>3920.00</td>
</tr>
</tbody>
</table>

AMARJIT CHOPRA,
REGISTRAR.

OFFICE ORDER
No. 313/HCS.
Dated Gangtok, the 17th August, 1985.

With the concurrence of the High Court of Calcutta, the Government of West Bengal and the Government of Sikkim, as conveyed in their Establishment Department Office Order No. 493/G/Est., dated Gangtok, the 7th August, 1985, the term of deputation of Shri G.P. Roy, District & Sessions Judge Sikkim, at Gangtok, hereby exists by one year with effect from 22-6-1985 to 21-6-1985 on the existing terms and condition of deputation as amended from time to time.

By Order,
HOME DEPARTMENT
No.37 (l) Home/85/232 dated 27th July, 1985,
Dated Gangtok, the 16th August, 1985.

ORDER
In continuation of the Order No. 37(1) Home/85/232 dated 27th July, 1985, the Governor of Sikkim is pleased, hereby, I further extend the date of submission of the report on enquiry by Shri R.S. Shresth District Magistrate, South District to 4 September, 1985.

By Order,
M. M. RASAILY,
Home Secretary.
ESTABLISHMENT DEPARTMENT  
NOTIFICATION  
No. 482/(GEN)/EST.  

Dated Gangtok, the 2nd August, 1985.

Whereas disciplinary/criminal proceeding against Sheri Pem Tshering Bhutia, Accounts Officer, Industries Department, is contemplated.

Now, therefore, the competent disciplinary authority, in accordance with sub-Rule 1 of the Sikkim Government servant (Discipline and Appeal) Rules, 1985 hereby places the said Shri Pem Tshering Bhutia under suspension with immediate effect. He will draw subsistence allowance and other allowances admissible under Rule 96 (1) of the Sikkim Government Servant Rules, 1974 subject to submission of certificate required under Rule 96 (ii) of the said Rules, during the period of suspension.

It is further ordered that during the period that this order shall remain in force the headquarter of Shri Pem Tshering Bhutia, accounts Officer, Industries Department, shall be Gangtok and the said Shri Pem Tshiring Bhutia shall not leave the head-quarters without obtaining the previous permission of the Government.

By Order of the competent authority and in the name of the Governor.

L.B. RAI,  
Joint Secretary,  
Establishment Department.

NOTIFICATION  
No. M (4)163/ (GEN)/EST.  
Dated Gangtok, the 3rd August, 1985.

The Governor is pleased to sanction the creation of one post of L.D.C for 2 Years in the first instance in the scale of Rs. 380-550 in the Grievance Cell with immediate effect:-

Expenditure on the above posts shall be debitable to Head 252(2) Cabinet Secretariat, Salaries.

T.DHONDUP,  
Officer On Special Duty,  
Establishment Department.

NOTIFICATION  
No: 165(Gen)/Est.  
Dated Gangtok, the 3rd August, 1985.

The Governor is pleased to upgrade the following 19 Junior High Schools to High Schools with effect from 1.4.85.

NORTH DISTRICT : (MANGAN)  
1. Tsungthang  
2. Dikchu  
3. Tingvong.

SOUTH DISTRICT : (NAMCHI)  
1. Kewzing  
2. Namdugaon  
3. Damthang  
4. Lingmoo  
5. Bikmat  
6. Vok.

EAST DISTRICT : (GANGTOK)  
1. Phadamchen  
2. Runtek  
3. Damthang  
4. Lingdok  
5. Middle Camp

WEST DISTRICT : (GYALSHING)  
1. Burikhop  
2. Lingchom  
3. Kewzing  
4. Uttarey  
5. Bikmat  
6. Vok.

Consequently, following posts have been created for each school with effect from 1.4.85.

<table>
<thead>
<tr>
<th>L. No.</th>
<th>NAME OF THE POST</th>
<th>SCALE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Head Master</td>
<td>Rs. 660-1400</td>
</tr>
<tr>
<td>2</td>
<td>Graduate Teacher</td>
<td>Rs. 550-1100</td>
</tr>
</tbody>
</table>


D.K.PRADHAN,  
Under Secretary,  
Establishment Department.

OFFICE ORDER  
No. 484/ (G)/EST.  
Dated Gangtok, the 3rd August, 1985.

Whereas a disciplinary proceeding against Shri D.D. Sharma, L.F.S., presently Technical Assistant to C.C.F.-cum-Secretary, Forest Department, is contemplated.

Now, therefore, the Government in exercise of the powers conferred by Sub-Rule 1 of Rule 3 of AIS (Discipline & Appeal) Rules, 1969, hereby places the said Shri D.D. Sharma, L.F.S., under suspension with immediate effect.
It is further ordered that during the period that this order shall remain in force, the headquarter of Shri D.D. Sharma, Tech. Assistant to the C.C. E.-cum-Secretary, Forest Department, shall be Gangtok and the said Shri D.D. Sharma shall not leave the headquarter without obtaining the previous permission of the Government.

By Order.

L.B. Rai,
Joint Secretary,
Establishment Department.

NOTIFICATION
No.166/G/EST.
Dated Gangtok, the 5th August, 1985.
The Governor is pleased to upgrade the following 2 High Schools as Higher Secondary Schools with effect from 1.4.1985:-
1: Central Pandam High School, East Sikkim; (Science and Humanities Stream)
2: Dikling High School, East Sikkim, (Humanities stream).

2. The Governor is further pleased to sanction creation of the following posts for the aforementioned Schools with effect from 1.4.1985.

| SL. NO. | NAME OF POST NO. | NAME OF SCHOOL NO. | NAME OF LANGUAGE
<table>
<thead>
<tr>
<th></th>
<th></th>
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<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Principal</td>
<td>2</td>
<td>Central Pandam High School</td>
</tr>
<tr>
<td>2</td>
<td>Post Graduate teacher</td>
<td>12</td>
<td>Dikling High School</td>
</tr>
<tr>
<td>3</td>
<td>Post Graduate teacher</td>
<td>4</td>
<td>(Science and Humanities Stream)</td>
</tr>
<tr>
<td>4</td>
<td>Post Graduate teacher</td>
<td>1</td>
<td>(Humanities stream)</td>
</tr>
</tbody>
</table>


D.K. PRADHAN,
Under Secretary,
Establishment Department.

NOTIFICATION
No.167/(G)/EST.
Dated Gangtok, the 5th August, 1985.

The Governor is pleased to sanction creation of the following posts of Language Teachers in the School named below w.e.f. 1.4.1985:-

North District

<table>
<thead>
<tr>
<th>SL. NO.</th>
<th>NAME OF POST NO.</th>
<th>NAME OF SCHOOL NO.</th>
<th>NAME OF LANGUAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Teacher in the School named below w.e.f. 1.4.1985:-</td>
<td>Central Pandam High School</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>Teacher in the School named below w.e.f. 1.4.1985:-</td>
<td>Dikling High School</td>
<td></td>
</tr>
</tbody>
</table>


D.K. PRADHAN,
Under Secretary,
Establishment Department.
NOTIFICATION
No:168/(G)/Est.
Dated Gangtok, the 3rd July, 1985.

The Governor is pleased to upgrade the following 50 upper Primary Schools to Junior High School with effect from:

**NORTH DISTRICT (MANGAN)**
1. Singhik
2. Lachung
3. Lachen
4. Mangshila
5. Kateng
6. Tingchom.

**SOUTH DISTRICT (NAMCHI)**
1. Tinkitam
2. Namchi New
3. Mamley
4. Salghari
5. Pabong
6. Kamrang
7. Phong
8. Tingchom.
9. Tarku
10. Thangsing
11. Kabrey
12. Phamtam
13. Dethang
14. Sokpay
15. Thingley
16. Legship (Hingdam)
17. Karungthang.

**EAST DISTRICT (GANGTOK)**
1. Lower Siyari
2. Rongnek
3. Sichey
4. Sumin Ling- Chey
5. Sirwani
6. Burtuk
7. Sirwani
8. Dodak
9. Deythang
10. Central Martma
11. Sichey
12. Patuk Chadey
13. Parkha
14. Sama Lingdun
15. Taza.

Consequently the following posts are created for each of the above Schools:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the post</th>
<th>No. of posts</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Head Master</td>
<td>50 (1 for each school)</td>
<td>Rs. 550-1100</td>
</tr>
<tr>
<td>2</td>
<td>Graduate Teacher</td>
<td>50 (1 for each school)</td>
<td>Rs. 550-1100</td>
</tr>
<tr>
<td>3</td>
<td>Peon</td>
<td>50 (1 for each school)</td>
<td>Rs. 300-380</td>
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</tbody>
</table>


**D. K. PRADHAN,**
Under Secretary,
Establishment Department.

NOTIFICATION
No. 169/Gen/Est.
Dated Gangtok, the 5th August, 1985.

The Governor is pleased to sanction one post of Primary Language Teacher in the scale of Rs. 380-580 for each of the following Schools with effect from 1.4.85:-

**NORTH DISTRICT**
1. Mangan Hr. Sec. School
2. Dikchu High School
3. Swyem Jr. Hg. School
4. Lingtma Jr. High School
5. Gor. Jr. High School
6. Panneng Primary School
8. Ralace Lower Primary School

**WEST DISTRICT**
1. Lingtam High School
2. Sribadam Jr. High School
3. Angden Primary School
4. Bharang Primary School
5. Saprenazi Primary School
6. Chongri Primary School
7. Yangty Primary School
8. Manganam Primary School
9. Upper Byongdong L.P.S.
<table>
<thead>
<tr>
<th>LANGUAGE</th>
<th>Lepcha</th>
<th>Bhutia</th>
<th>Limboo</th>
</tr>
</thead>
<tbody>
<tr>
<td>High School</td>
<td>1</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td>10. Singling Primary School</td>
<td>1</td>
<td></td>
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<tr>
<td>11. Parengaon L. D. S.</td>
<td>1</td>
<td></td>
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<tr>
<td>12. Tingting gaon L. P. S.</td>
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<tr>
<td>13. Tikjek L. P. S.</td>
<td>1</td>
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<tr>
<td>14. Gerethang Jr. High School</td>
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<tr>
<td>15. Pelling Hr. Sec School</td>
<td>1</td>
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<tr>
<td>16. Tashiding High School</td>
<td>1</td>
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<tr>
<td>17. Sombaria High School</td>
<td>1</td>
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<tr>
<td>18. Khechuperi High School</td>
<td>1</td>
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<tr>
<td>20. Srribadam Junior High School</td>
<td>1</td>
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<tr>
<td>21. Pakkigao Junior High School</td>
<td>1</td>
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<tr>
<td>22. Lungchok Junior High School</td>
<td>1</td>
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<tr>
<td>23. Gerethng Junior High School</td>
<td>1</td>
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<tr>
<td>24. Upper Bhaluthang P. S.</td>
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<tr>
<td>25. Legship P. S.</td>
<td>1</td>
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<tr>
<td>26. Chongzong Toyong L. P. S.</td>
<td>1</td>
<td></td>
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<tr>
<td>27. Lower Okheey L. P. S.</td>
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<tr>
<td>28. Tingling Gaon L. P. S.</td>
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<tr>
<td>29. Changey L. P. S.</td>
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<tr>
<td>30. Lungjik L.P.S.</td>
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<tr>
<td>31. Thongling L P.S.</td>
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</tr>
<tr>
<td>32. Tinziring Primary School</td>
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<tr>
<td>33. Budang Mansari P.S.</td>
<td>1</td>
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<tr>
<td>34. Broyong Primary School</td>
<td>1</td>
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<tr>
<td>35. Phancheybong Lower Primary School</td>
<td>1</td>
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<tr>
<td>36. Simplek Lower Primary School</td>
<td>1</td>
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<tr>
<td>37. Rebdi Primary School</td>
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<tr>
<td>1. Luing Junior</td>
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<tr>
<td>10. Singling Primary School</td>
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<tr>
<td>11. Parengaon L. D. S.</td>
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<td>12. Tingting gaon L. P. S.</td>
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<td>13. Tikjek L. P. S.</td>
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<tr>
<td>14. Gerethang Jr. High School</td>
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<td>15. Pelling Hr. Sec School</td>
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<td>16. Tashiding High School</td>
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<td>23. Gerethng Junior High School</td>
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<tr>
<td>24. Upper Bhaluthang P. S.</td>
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<tr>
<td>25. Legship P. S.</td>
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<tr>
<td>26. Chongzong Toyong L. P. S.</td>
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<tr>
<td>27. Lower Okheey L. P. S.</td>
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<td>28. Tingling Gaon L. P. S.</td>
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<td>29. Changey L. P. S.</td>
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<td>36. Simplek Lower Primary School</td>
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<tr>
<td>37. Rebdi Primary School</td>
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</tbody>
</table>
### South District
<table>
<thead>
<tr>
<th>Name of the School</th>
<th>Language</th>
<th>Lepcha</th>
<th>Bhutia</th>
<th>Limboo</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ralong Junior High School</td>
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<tr>
<td>Chuba Primary School</td>
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<tr>
<td>Rankey Primary School</td>
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<tr>
<td>Lower Parbing Primary School</td>
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<tr>
<td>Payong Junior High School</td>
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<tr>
<td>Nizrakeng Lower Primary School</td>
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<tr>
<td>Ben Kebye Lower Primary School</td>
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</tr>
<tr>
<td>Tingley Junior High School</td>
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<tr>
<td>Kewzing High School</td>
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<td>Lingee High School</td>
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<tr>
<td>Assangthang Junior School</td>
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<tr>
<td>Purano Namchi Primary School</td>
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<td>Manzing Primary High School</td>
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<tr>
<td>Daragun Primary School</td>
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<td>Lingee Karjee Primary School</td>
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<td>Dung Ambotey Primary School</td>
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<td>Kabrey Junior High School</td>
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<td>Mamchi New junior School</td>
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<td>Lingmo High School</td>
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<td>Neh-Proon Junior High School</td>
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<td>Rabtar Primary School</td>
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<tr>
<td>Dong Lower Primary School</td>
<td></td>
<td>1</td>
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</tbody>
</table>

The expenditure on the posts shall be Debitable to Head 277-'A'-Education:
(i) Al (1)(1)- Salaries (Plan)
(ii) A2 (2) (1) -Salaries (Plan)
(iii) A2 (2) (2) (1) – Salaries (Plan)

Dated Gangtok, the 8th August, 1985.

The Governor is pleased to sanction creation of the following posts for 6 months only in the Rural Development Department with immediate effect:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the post creation</th>
<th>No. of post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>U.D.C.</td>
<td>1</td>
<td>Rs. 410-700</td>
</tr>
<tr>
<td>2</td>
<td>L.D.C.</td>
<td>1</td>
<td>Rs. 380-550</td>
</tr>
<tr>
<td>3</td>
<td>Peon</td>
<td>1</td>
<td>Rs. 300-380</td>
</tr>
<tr>
<td>4</td>
<td>Driver</td>
<td>1</td>
<td>Rs. On M/R basis</td>
</tr>
</tbody>
</table>

The expenditure on the above posts shall be debitable to Head 314-A(1) Salaries (Plan).

D.K. PRADHAN,
Under Secretary,
Establishment Department.

### Animal Husbandry Department

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the post creation</th>
<th>No. of post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Fodder Development Officer</td>
<td>3</td>
<td>Rs.660-25-910-EB-30-1240-EB-40-1400</td>
</tr>
<tr>
<td>2</td>
<td>Field man</td>
<td>8</td>
<td>Rs. 300-4-340-5-380</td>
</tr>
</tbody>
</table>

Expenditure on the above post shall be debitable to Head '310' AH-X Fodder and Feed Development-(1)-Pasture Development-I. Salaries.

D.K. PRADHAN,
Under Secretary,
Establishment Department.
NOTIFICATION
No. 172/(GEN)/EST.
Dated Gangtok, the 5th August, 1985.

The Governor is pleased to establish 10 villages Extension Centres during 1985-86 and sanction of 10 posts of Animal Husbandry Extension Assistant (one for each Centre) in the scale of Rs. 380-7-450-EB-8-530-EB-10-550.

Expenditure on the above posts shall be debitable to Head “310” AH-II Vetenary Education and Training.

D.K. PRADHAN,
Under Secretary.
Establishment Department.

NOTIFICATION
No. 173/(G) ENEST.
Dated Gangtok, the 5th August, 1985.

The Governor is pleased to upgrade the following 60 Lower Primary Schools to and sanction the creation of 60 posts of Teachers, one each for the above schools, in the scale of Rs. 380-580 with effect from 1.4.85:-

NORTH DISTRICT: (MANGAN)
1. Laven 3. Ramthang
2. Nadey

SOUTH DISTRICT: (NAMCHI)
11. Ruhng Lungring

EAST DISTRICT: (GANGTOK)
6. Namphok
7. Pacha
8. Sarwati
9. Singpheng
10. Chonzong
11. Hoorgao
12. Jsusithang
13. Khongri
14. Katuk Vidyasagar

WEST DISTRICT: (GYALTSHING)
1. Sardang
2. Sanku
3. Singpheng
4. Chonzong
5. Hoorgao
6. Jsusithang
7. Khongri
8. Singting
9. Salinga
10. Karjee

Expenditure on the above posts shall be debitable to Head 277-A-Education, Al Primary Education Al (I) Govt. Primary School, Al (1)(2)(1) Salaries (Paln)

D.K. PRADHAN,
Under Secretary.
Establishment Department.

NOTIFICATION
No. 174 Gen/Est.
Dated Gangtok, the 5th August, 1985.

The Governor is pleased to establish 70 Lower Primary Schools in the places named below and to create one post of Primary teacher for each of these Lower Primary Schools with effect from 1.4.85.

NORTH DISTRICT: (MANGAN)
1. Tingchim (Phensong) 2. 4th Mile Upper Dzongu (Lingtam) 3. Thibuk (Mangshila)

SOUTH DISTRICT: (NAMCHI)
1. Kubindey (Mellidara) 2. Ben Kabey (near Ben) 3. Tarnim (Tinkitam)
4. Chhan gaon (Mamley) 5. Chitrey (Borong) 6. Upper Rangang
7. Upper Yangang

EAST DISTRICT: (GANGTOK)
6. Namphok
7. Pacha
8. Sarwati
9. Singpheng
10. Chonzong
11. Hoorgao
12. Jsusithang
13. Khongri

WEST DISTRICT: (GYALTSHING)
1. Sardang
2. Sanku
3. Singpheng
4. Chonzong
5. Hoorgao
6. Jsusithang
7. Khongri
8. Singting
9. Salinga
10. Karjee

Expenditure on the above posts shall be debitable to Head 277-A-Education, Al Primary Education Al (I) Govt. Primary School, Al (1)(2)(1) Salaries (Paln)
          (Maniram)  L. Tarkin
          (Tingrithang)
17. Upper Zaubari 22. Upper Boron
19. Alley dara 24. (Rabitar)
          (Rabitari)
EAST DISTRICT
1. Lower Bhusuk 12. Yon (Rakdong
          (Merung)  Tintek)
2. Karma Dharma.13. Tumin Dhanbari
3. Prasanti Vidya- 14. Deoling (Cham-
          Laya (Gangtok) geylakha)
4. Lungthing Dhu-
          (Gumpa Dara   Lay(Central Pen-
          Pidara
15. Dalapchen
 16. Daragaon (Middle Aritar)
   Dikshing (North 17. Chothang (Rab-
   Rinhu)  dong)
7. Dengrung (Man-18. Machelakh
          Pur) Linkey  (Tumun)
8. Sourangey 19. Upper Lingcheh
          (Lower Linzey)
10. Daraegaon 21. Samsing Suntai-
          (U. Kadamtam Dam)
12. Kaja  (Middle Aritar)
13. Tumin Dhanbari
14. Deoling (Chan-
15. Dalapchen
16. Daragaon (Middle Aritar)
17. Chothang (Rab-
18. Machelakh  (Tumun)
19. Upper Lingcheh
20. Darning Lingzey
21. Samsing Suntai-
22. Rungdung
10.  Scepter
20.  Lambari
21.  Namling

Expenditure on the above post shall be
debitable to Budget Head 277-A-Education,
Al Primary Education, Al (1) Government
OFFICE ORDER  
No. 182/GEN/EST.  
Dated Gangtok, the 9th August, 1985.  

CORRIGENDUM  
Add the word “PUBLIC HEALTH”  
After (four) posts of before Nurses in the second line  
of 3 para of the Notification referred to above.  

T. DHONDUP,  
Officer on special duty,  
Establishment Department.  

NOTIFICATION  
No.189/(Gen) Est.  
Dated Gangtok, the 17th August, 1985.  
The Governor is pleased to sanction the creation of  
the following posts for Car Work Shop under Sikkim  
Nationalised Transport with immediate effect.  

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Post created</th>
<th>No. of post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Asst. Mechanical Engineer</td>
<td>2</td>
<td>Rs. 660-1400</td>
</tr>
<tr>
<td>2.</td>
<td>Upper Div. Asst.</td>
<td>1</td>
<td>Rs. 410-700</td>
</tr>
<tr>
<td>3.</td>
<td>L.D.C.</td>
<td>2</td>
<td>Rs. 380-550</td>
</tr>
<tr>
<td>4.</td>
<td>Store Keeper</td>
<td>1</td>
<td>Rs. 410-700</td>
</tr>
<tr>
<td>5.</td>
<td>Asst. Store Keeper</td>
<td>1</td>
<td>Rs. 380-550</td>
</tr>
<tr>
<td>6.</td>
<td>Job. Accountant</td>
<td>1</td>
<td>Rs. 540-800</td>
</tr>
<tr>
<td>7.</td>
<td>Foreman</td>
<td>2</td>
<td>Rs. 510-900</td>
</tr>
<tr>
<td>8.</td>
<td>1st. Grade Fitter</td>
<td>2</td>
<td>Rs. 410-700</td>
</tr>
<tr>
<td>9.</td>
<td>2nd. Grade Fitter</td>
<td>5</td>
<td>Rs. 380-550</td>
</tr>
<tr>
<td>10.</td>
<td>3rd. Grade Fitter</td>
<td>5</td>
<td>Rs. 340-500</td>
</tr>
<tr>
<td>11.</td>
<td>4th. Grade Fitter</td>
<td>13</td>
<td>Rs. 320-450</td>
</tr>
</tbody>
</table>

The Expenditure on the above posts shall be  
debitable to major head “338” Road and Water  
Transport Services 1 (2) Management & Salaries  
(Plan).  

T. DHONDUP,  
Officer on Special Duty,  
Establishment Department.  

OFFICE ORDER  
No.526/(GEN)/EST.  
Dated Gangtok, the 17th August, 1985.  

Dr. Kumar Bhandari M.D. (Medicine) is hereby  
appointed as Junior Specialist in  
the S.T.N.M –Hospital, Gangtok, Health &  
Family Welfare Department in the scale of  
Rs. 780–30-990-Eb-35–1200-Eb-40-1600  
W.e.f the date of his joining subject to  
regularisation by the Sikkim Public Service  
Commission.  

He will draw a basic pay of Rs. 780/  
p.m. in the above scale with other allowa-
nces as admissible under the rules.  
As usual, he will be on probation for  
one year.  

By Order,  
K. TOBDEN  
Under Secretary,  
Establishment Department.  

OFFICE ORDER  
No. 532/(G)/EST.  
Dated Gangtok, the 19th August, 1985.  

In suppression of the Education Department  
Office Order No.475/Est/Edn. of  
29.6-85, the following transfers are hereby  
made to take effect from the dates they ass-
sumed their respective posts:—  

1. Smt. Geeta Sharma, Principal, Tashi Namgyal Higher Secondary, School, is transferred arid posted  
as Dy. Director (Educational Technology Cell),  
2. Shri T.P. Dhundyal, Principal, Soreng Higher Secondary School is  
transferred as Principal, T.N. H.S. School, vice 1 above:  
3. Shri R.K. Sharma, Dy. Director (Educational Technology Cell), is  
transferred to the headquarters of the Department and attached to-
the Planning & Monitoring Wing  
under the Joint Director (Plan  
&Monitoring Wing).  

On transfer, they will carry their own  
pay and scale.  

By Order,  
L. B. RAI  
Joint Secretary,  
Establishment Department.
OFFICE ORDER
No. 533/(G)/EST.
Dated Gangtok, the 19th August, 1985.

The extension of service of Shri Palden Yeshi Lama, Technical Officer, Printing Department, which expires on the afternoon of 31.8.1985, is hereby extended for a further period of one year w.e.f. 1.9.85 to 31.8.1986.

By Order.

K. TOBDEN,
Under secretary,
Establishment Department.

OFFICE ORDER
No. 542/(G)/Est.
Dated Gangtok, the 20th August, 1985.
Shri Tshering Topgay Bhutia, Sales Tax officer, Income Tax & Sales Tax Department is hereby promoted as Sr. Income Tax Officer in the scale of Rs. 900-40-1180-Eb-45-1450-Eb-50-1800 w.e.f. the date he takes over charge of the post against the post created vide this Department Notification No.120/Gen/Est. of 15.6.85.

As usual, he will be on probation for one year.

By Order

K. TOBDEN
Under Secretary,
Establishment Department.

NOTIFICATION
No. 192/(G)/Est.
Dated Gangtok, the 22nd August, 1985.
The Governor is pleased to sanction the creation of the following posts for Pay & Accounts Officer, Finance Department, with immediate effect:-

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the post</th>
<th>No. of post created</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Accounts Officer</td>
<td>1 (One)</td>
<td>660-1400</td>
</tr>
<tr>
<td>2.</td>
<td>Accountant</td>
<td>7 (Seven)</td>
<td>450-800</td>
</tr>
<tr>
<td>3.</td>
<td>Junior Accountant (SAC)</td>
<td>2(Two)</td>
<td>410-700</td>
</tr>
</tbody>
</table>

The expenditure on the above posts shall be debitable to Major Head “254” I 1 Salaries (Non Plan).

T. DHONDUP
Office on Special Duty
Establishment Department.

OFFICE ORDER
No. 193/(G)/Est.
Dated Gangtok, the 23rd August, 1985.
The Governor is pleased to create a post of Officer on Special Duty in the Finance Department w.e.f. 3.5.85. The post is personal to Shri P.D. Rai.

The expenditure is debatable to major Head 252-Secretariat General - Services I Secretariat (5)Finance Department 1-Salaries

T. DHONDUP
Office on Special Duty
Establishment Department.

OFFICE ORDER
No. 194/(Gen)/Est.
Dated Gangtok the 24th June, 1985.
Whereas a disciplinary proceeding against Shri Pem Tshering Bhutia, Daftary, Establishment Department, it contemplated.

Now, therefore, the competent authority in accordance with clause (a) of sub-rule (1) of rule 8 of the Sikkim Govt. Servants’ (Discipline and Appeal) Rules, 1985 places the said Shri Pem Tshering Bhutia, Daftary, Establishment Deptt, under suspension with immediate effect. He will draw subsistence allowance and other allowances admissible under rule 96(i) of the Sikkim Govt. Service Rules, 1974 subject to submission of certificate required under the period of suspension.

It is further ordered that during the period that this order shall remain in force, the headquarter of Shri Pem Tshering Bhutia, Daftary, Establishment Deptt. shall be Gangtok and the said Shri Pem Tshering Bhutia shall not leave the headquarter, without obtaining the previous permission of the Govt.

By order and in the name of the Governor.

S.D. PHALONTHARPA,
Under Secretary,
Establishment Department.
NOTIFICATION
No. 200/(G)/Est.
Dated Gangtok, the 29th August, 1985.

The Governor is pleased to sanction the creation of 130 posts of school Mothers on the consolidated salary of Rs. 450/- per month under the Education Department with effect from 16th August 1985.

The expenditure on the above posts shall be debitable to Major Head:-
7----Education
   A     Primary Education,
   I       Govt. Primary Schools,
   (i)     Pre-Primary Schools,
   1       Salaries (Plan).

T. DHONDUP,
Officer on Special Duty,
Establishment Department.

FINANCE DEPARTMENT
NOTIFICATION
No. 5/ Fin.
Dated Gangtok, the 1st August, 1985.

The Governor has been pleased to delegate to the Secretary, Local Self Government Department the financial power to sanction expenditure upto rupees one lakh only out of the approved estimates in respect of each ongoing scheme of the erstwhile Gangtok Municipal Corporation. In cases of expenditure over rupees one lakh sanction of the competent authority shall be obtained through Finance Department.

J. T. DENSAPA,
Secretary,
Finance Department.

NOTIFICATION
No.6/Fin/
Dated Gangtok, the 2nd August, 1985.

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the Governor of Sikkim hereby names the following rules to amend the Sikkim Subordinate Accounts Service Rules, 1984, namely:-

1. These rules maybe called the Sikkim Subordinate Account’s Service (Amendment) Rules, 1985.
2. They shall come into force on the date of their publication in the official gazette.

In schedule II to the Sikkim Subordinate Accounts Service Rules 1984, against the posts mentioned under Grade III, in Col 3, for the entries in item ii, the following entries shall be substituted, namely:-

"Graduates may be awarded 3 advance increment in the grade State of pay”.

J.T. DENSAPA,
Secretary,
Finance Department.

DEPARTMENT OF ECCLESIASTICAL
AFFAIRS
OFFICE ORDER
No. 29/E.A.
Dated Gangtok; the 28th August 1985.

The Govt. of Sikkim has constituted a State Level Committee consisting of the following officers to identify and categories the ‘sacred peaks’ in Sikkim.
1. Additional Chief Secretary –Chairman
2. Secretary (Forest)               - Member.
3. Secretary (Tourism)             - Member.
4. Secretary (Culture)               - Member.
5. Secretary (Eccl)                    - Member.
7. Deputy Secretary, Eccl.         - Member.

The Committee will submit its report to the Govt. within three months time.

By Order,

P. NAMGYAL,
Secretary to the Govt. of Sikkim.
## CONTENTS

<table>
<thead>
<tr>
<th>PART</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>I</td>
<td>Nil</td>
</tr>
<tr>
<td>II</td>
<td>Notifications regarding appointments, postings, transfers, leave etc.</td>
</tr>
<tr>
<td>III</td>
<td>Nil</td>
</tr>
<tr>
<td>IV</td>
<td>Nil</td>
</tr>
<tr>
<td>V</td>
<td>Nil</td>
</tr>
<tr>
<td>VI</td>
<td>Nil</td>
</tr>
<tr>
<td>VII</td>
<td>Nil</td>
</tr>
<tr>
<td>VIII</td>
<td>Nil</td>
</tr>
<tr>
<td>IX</td>
<td>(i) Nil</td>
</tr>
<tr>
<td>X</td>
<td>(ii) Nil</td>
</tr>
</tbody>
</table>
PART II
Notifications regarding appointments, postings, transfers, leave etc.

ESTABLISHMENT DEPARTMENT
OFFICE ORDER
No. 612/(G)Est.
Gangtok, the 9th September, 1985.
On completion of the Professional Training and the District Training, Dr. Rajesh Agarwal, I.A.S., allocated to the Sikkim Cadre is hereby posted as S.D.O.-Cum-S.D.M (Extra) against the four junior posts encarded in the I.A.S. Cadre schedule for Sikkim, to Gyalzing with effect from 11-9-1985.

He should report to the District Collector, West after the completion of the period of Secretariat attachment.

By order and in the name of the Governor.

T. CHHOPHEL,
Secretary,
Establishment Department.

NOTIFICATION
No: 623(G)/Est.
Dated Gangtok, the 11th September, 1985.
Consequent on the promotion of Dr. N. Tshering Lepcha as Director, Animal Husbandry Department vide Establishment Department order No: 361/G/Est. of 2.7.85, the post of Addl. Director in the Department is hereby abolished with immediate effect.

By Order,
L.B. RAI,
Joint Secretary,
Establishment Department.

OFFICE ORDER
No- 633/(G)/Est.
Dated Gangtok, the 6th September, 1985.
Pursuant to this Department Office. Order No.580/G/Est. of 29.8.85, Dr. R.K. Chhetri, D. M.O. (East), Singtam, Health & Family Welfare Department who was transferred to the District Hospital, Gyaishing to hold the charge of Chief Medical Officer (West), is hereby promoted as Chief Medical Officer (West) in the scale of Rs. 900-40-1180-Eb-45-1450-Eb-50-1800 w.e.f. 1.9.1985.

As usual, he will be on probation for one year.

By Order.

K. TOBDEN
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 635/(G)/Est.
Dated Gangtok, the 16th September, 1985.

Shri K.T. Chankapa, S.D.O.-cum-S.D.M. Gangtok, Land Revenue Department, is hereby promoted and transferred as Project Officer, SC & ST Department in the scale Rs. 900-40-1180-Eb-45-1450-Eb-50-1800 w.e.f. the date he takes over charge of the post vice Shri Tenzing Wangdi who will continue as O.S.D. in the Department.

As usual, Shri Chankapa will be on probation for one year.

By Order

K. TOBDEN
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 636/(G)/Est.
Dated Gangtok, the 16th September, 1985.
The following inter-departmental transfer are hereby made with immediate effect:-
1. Shri Sonam Topgay, Resident Commissioner, Sikkim House, New Delhi is transferred and posted as Joint Director in the Industries Department vice Shri MG. Kiran since transferred to Govt. Fruit Preservation Factory, Singtam.
2. Miss Budhimaya Singh, Joint Director, Tourism Department, is transferred and posted as Resident Commissioner, Sikkim House, New Delhi vice SI. No. 1 above.

On transfer, they will carry their own pay and scale.

By Order.

K. TOBDEN
Under Secretary,
Establishment Department.
NOTIFICATION
No. 637/(G)/Est.
Dated Gangtok, the 16th September, 1985.

Shri Om Prakash Sapkota, Assistant Teacher of Tumin High School, Education Department, is hereby appointed as Post Graduate Teacher, Dikling High School in the scale of Rs. 660-25-910-EB-30-1240-EB-40-1400 w.e.f. 17.6.85.

As usual, he will be on probation for one year.

By Order
K. TOBDEN
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 639/(G)/Est.
Dated Gangtok, the 16th September, 1985.

In partial amendment of this Department Order No: 41/G/Est of 10.4 85 to the extent relevant the subject, Shri K.N. Bhutia, on his reversion from deputation with the Sikkim Khadi & Village Industries Board, is placed in the scale of Rs- 900-1800 with effect from the date he joined as Project Officer, N.R-S.E under the Rural Development Department. Consequently his pay is fixed at Rs. 1060 per month in the above scale with effect from 24.4.1985 in term of Rule, 19 of the Sikkim Govt. Service Rules, 1974.

Further, Shri Karma Nidup shall continue to have his lien in the Mines & Geology Department and his seniority shall be linked with the Mining Engineers.

By Order.
T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. (16)648/(G)/Est.
Dated Gangtok, the 17th September, 1985.

The Governor is pleased to order the following postings with immediate effect:
1. N.D. Chingapa, I.A.S. Chief Pay & Accounts Officer as Joint Chief Electoral Officer;
2. Tashi Tobden I.A.S. Joint Secretary Planning as Joint Secretary, Finance Department;
3. Shri R.S. Shrestha, IAS, District Collector-cum-District Magistrate (South) as Chief Pay & Accounts Officer vice Shri N.D. Chingapa;
4. Shri L.B. Rai, IAS, Joint Secretary, Establishment Department as District Collector - cum - District Magistrate, South vice Shri R.S. Shrestha;
5. Shri K.P. Adhikari, S.C.S, Dy. Director, Animal Husbandry Department as Dy. Secretary, Finance Department;
6. Miss Nalini Gupta S.C.S., Dy. Secretary, Law Department as Dy. Secretary, Finance Department vice Shri K.P. Adhikari;
8. On reversion from the Govt. of India, Shri S.W. Tenzing, IAS is posted as Joint Secretary, Finance Department.

By Order.
T. CHHOPHEL,
Secretary,
Establishment Department.

NOTIFICATION
No. M (4)219/G/Est.
Dated Gangtok, the 17th September, 1985.

The Governor is pleased to sanction the creation of the following posts for the Irrigation works in the Sikkim Public Works Department (Road) Government of Sikkim, with immediate effect.

<table>
<thead>
<tr>
<th>No. of post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Assistant Engineer</td>
<td>2</td>
</tr>
<tr>
<td>2. Junior Engineer</td>
<td>3</td>
</tr>
<tr>
<td>3. Draughtsman</td>
<td>1</td>
</tr>
<tr>
<td>4. Traceer</td>
<td>2</td>
</tr>
<tr>
<td>5. JAC/LDC</td>
<td>2</td>
</tr>
<tr>
<td>6. Peon</td>
<td>2</td>
</tr>
</tbody>
</table>

The expenditure of the above posts shall be debitable to Major Head “306- Minor Irrigation-I Director & Administration (Salaries).

T. DHONDUP,
Officer on Special Duty,
Establishment Department.
OFFICE ORDER
No. 649/(G)/Est.
Dated Gangtok, the 17th September, 1985.

Miss Samten Dolma, is hereby appointed on SDO-cum-SDM (EAST) Land Revenue Department in the scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 w.e.f. the date she takes over the charge.

She will draw a basic pay of Rs. 660/- p.m., in the above scale with other allowances as admissible under the rules.

As usual, she will be on probation for one year.

By Order,

K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 665(G)/Est.
Dated Gangtok, the 19th September, 1985.

Shri S.K. Paul, Assistant Engineer, Agriculture Department, is hereby prorogued as Deputy Director (Agriculture Engineering) in the scale of Rs. 900-40-1180-Eb-45-1450-Eb-50-1800 w.e.f. 6.7.1984.

By Order,

K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 566/(Gen)/Est.
Dated Gangtok, the 19th September, 1985.

The Governor is pleased to appoint Shri Govind Pradhan, IAS (1966), Secretary, Sikkim Nationalised Transport Department in the selection grade of Rs. 2000-125/2-2250 w.e.f. 17.9.85. i.e. the date of approval.

By Order,

K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 667/(G)/Est.
Dated Gangtok, the 20th September, 1985.

Dr. (Mrs.) Kanti Sharma (nee Chhetri), Lady Medical Officer, S.T.N.M. Hospital, Gangtok, Health & Family Welfare Department, is hereby absorbed into regular service w.e.f. 1.9.85 subject to the following condition:-

1. She will continue to be in the scale of Rs. 660-1400.
2. Her pay as on 1.2.85 will be fixed at Rs. 685/- per month in the above scale;
3. The contract allowance of Rs. 240/- will be discontinued from the date of absorption;
4. She will draw her next increment in the scale on 1.11.85. Service rendered by her on Contract will be counted for the purpose of pension and gratuity only.
5. Her seniority in the grade will count from L9.85.

By Order,

K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. M(4)222/(Gen)/Est.
Dated Gangtok, the 20th September, 1985.

CORRIGENDUM TO NOTIFICATION

Read "with effect from 28.5.1985 instead of immediate effect, appearing in the 3rd line of the Notification referred to above.

By Order.

T. DHONDUP
Officer on Special Duty,
Establishment Department.

OFFICE ORDER
No. 668/(G)/Est.
Dated Gangtok, the 21st September, 1985.

The Governor is pleased to appoint the following officers on promotion to the grade of Deputy Secretaries with effect from 1st September, 1985:-

1. Shri D.R. Kharel, Administrative Officer as Deputy Secretary, Rural Development Department;
PART II  SIKKIM GOVT.  GAZETTE, SEPTEMBER, 1985.  57

2. Mrs. Kunga Gyamtso, Officer on Special Duty as Deputy Secretary, Culture Department.
3. Shri S. K. Gautam will continue on deputation with SIMFED;
4. Mrs. Nim Yethenpa, Manager, Gangtok Tourist Lodge as Deputy Secretary, Establishment Department.

The inter-se-seniority determined vide Notification No: 104/Gen/Est dated 17.4.1984, remains unchanged. Posts presently held by D.R. Kharel and Mrs. K. Gyamtso are abolished.

By Order.
K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 676/(G)/Est.
Dated Gangtok, the 21st September, 1985.

Consequent on his appointment as D.C-cum-D. M. (South) vide this Department O.O. No. 648/G/Est. of 17.9.85, Shri D.B. Rai, IAS Joint Secretary, Establishment Department is hereby relieved from his assignment w.e.f. 22.9.85 (A.N.)

T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. 679/(G)/Est.
Dated Gangtok, the 23rd September, 1985.

Shri Raj Gupta, Ex. Dy Chief Electrol Officer, Election Department is hereby re-employed w.e.f. 1.9.85 for a period of one year.

By Order.
K. TOBDEN
Under Secretary,
Establishment Department.

NOTIFICATION
No. 1(33)/83-84/684/(G)Est.
Dated Gangtok, the 23rd September, 1985.

The Governor is pleased to appoint Shri L.B. Pradhan, IAS (SKM 1977) as Director of Sikkim Lotteries declaring the said post as equivalent in status and responsibilities to the post of Joint Secretary encadred in the IAS cadre of Sikkim with immediate effect.

T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. 1(9)/685/Est.
Dated Gangtok, the 23rd September, 1985.

The Governor is pleased to appoint Shri Sonam Wangdi IAS (SKM 1971) as Secretary to the Governor on return after the completion of the training.

By Order.
T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. 224/(Gen)/Est.
Dated Gangtok, the 23rd September, 1985.

The Governor is pleased to redesignate the following existing posts in the Department of Cultural Affairs Department with immediate effect.

Existing designation Redesignation and pay scale and pay scale
1. Deputy Archeology No Change 1350-2400
2. Deputy Director Archives Dy. Director 900=1800 Archives & 900-1800 Archaeology.
3. Deputy Director, Gazetterer Rs. 900-1800 Rs. 900-1800
4. Statistical Officer Cultural Officer Rs. 660-1400 Rs. 600-1400
5. District Librarians District Library Rs. 380-550 Assistant Rs. 380-550

T. DHONDUP,
Officer on Special Duty
Establishment Department.
OFFICE ORDER
No. 687/(G)/Est.
Dated Gangtok, the 24th September, 1985.

Shri Ganden Tshering Lachungpa, Assistant Engineer (Store), Sikkim Public works Department, is hereby transferred to the Sikkim Nationalised Transport Department with effect from the date he takes over charge of the post.

Shri B.M. Tamang, Assistant Engineer (Planning Cell), Sikkim Public Works Department will take over the charge of the Assistant Engineer (Store).

On transfer, Shri Ganden Tshering will carry his own pay and scale.

By Order.
K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 694/(G)/Est.
Dated Gangtok, the 25th September, 1985.

1. In accordance with Rule 3(a) (ii) of the Sikkim Government Service (Leave) Rules' 1982, Shri Pintso Bhutia is hereby declared as Head of Office for the purpose of Sikkim Govt. Service (Leave) Rules, 1982.

2. He is empowered to sanction the annual increments in respect of the non-Gazetted employees of the Agriculture Department on the condition that each case should be properly examined and disposed of according to the relevant rule.

By Order.
K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 702/(G)/Est.
Dated Gangtok, the 27th September, 1985.

Resignation tendered by Smt. Sunu Pradhan, Deputy Director, Social Welfare Department, is hereby accepted w. e. f. 1.3.85.

By Order.
K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 720/(G)/Est.
Dated Gangtok, the 30th September, 1985.

Shri Ashong Bhutia, Headmaster, Middle Camp High School is hereby appointed as Headmaster in the scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 w. e. f. 10.6.85.

As usual, he will be on probation for one year.

By Order.
K. TOBDEN,
Under Secretary,
Establishment Department.

FINANCE DEPARTMENT
OFFICE ORDER
No. 196/Fin.
Dated Gangtok, the 23rd September, 1985.

Shri B. P. Pradhan, Administrator, Sikkim Government Law College, Gangtok, is hereby declared as Head of Office with immediate effect.

By Order.
D. NIODUP,
Chief Accounts Officer,
Finance, Government of Sikkim.

OFFICE ORDER
No. 198/Fin.
Dated Gangtok, the 24th September, 1985.

Shri Sonam Dadul, Assistant Engineer, Irrigation Department, Government of Sikkim, is hereby declared as Drawing and Disbursing Officer for Mangan Sub-Division with immediate effect vice Shri L. T. Karthak, A.E., since transferred to Jorethang Sub-Division.

By Order.
D. NIODUP
Chief Accounts Officer,
Finance, Government of Sikkim.
PART SIKKIM GOVT. GAZETTE, SEPTEMBER, 1985

OFFICE ORDER
No. 201/Fin.
Dated Gangtok, the 24th September, 1985.

Shri T. Norbu, Superintendent of Police, Mangan, North Sikkim, is hereby declared as Head of Office as well as Drawing and Disbursing Officer for North District with immediate effect.

By Order.

D. NIODUP,
Chief Accounts Officer Finance, Government of Sikkim.

OFFICE ORDER
No. 205/Fin.
Dated Gangtok, the 25th September, 1985.

Shri T. P. Dorji, Additional District Collector-cum-Additional District Magistrate, East District, Gangtok, is hereby declared as Drawing and Disbursing Officer with immediate effect vice Shri K.T. Chankapa, Deputy District Magistrate, since transferred to Mangan as Project Officer.

By Order.

D. NIODUP,
Chief Accounts Officer Finance, Government of Sikkim.

OFFICE ORDER
No. 214/Fin.
Dated Gangtok, the 27th September, 1985.

Shri D. P. Sharma, Accounts Officer, Education Department, Government of Sikkim, Namchi, is hereby declared as Drawing & Disbursing Officer for South District with immediate effect vice Shri D.T. Targain since transferred to West District.

By Order.

D. NIODUP,
Chief Accounts Officer Finance, Government of Sikkim.

OFFICE ORDER
No. 215/Fin.
Dated Gangtok, the 27th September, 1985.

During the absence of Shri N. Dorjee, Deputy Secretary, Ecclesiastical Department, Government of Sikkim, on training with effect from 20.9.1985, Shri N. Tinley, Gondrung, Ecclesiastical Department, Government of Sikkim, is hereby declared as Drawing & Disbursing Officer with immediate effect till Shri Dorjee's return from training.

By Order.

D. NIODUP,
Chief Accounts Officer Finance, Government of Sikkim.

OFFICE ORDER
No. 216/Fin.
Dated Gangtok, the 27th September, 1985.

During the absence of Shri Ranjit Pradhan, Superintendent of Police (Reserve Lines and Checkposts) on Leave, the following Officers are hereby declared as Drawing and Disbursing Officers of the Offices shown against each with immediate effect till Shri Pradhan's return from Leave:-

1. Shri T N. Tenzing - Checkposts S.P. (Crime)
2. Shri Goley Tshering - Reserve Lines Addl. S.P. (Training)

By Order.

D. NIODUP,
Chief Accounts Officer Finance, Government of Sikkim.

OFFICE ORDER
No. 219/Fin.
Dated Gangtok, the 28th September, 1985.

Shri D.T. Targain, Accounts Officer, Education Department, Government of Sikkim, Gyalsing, is hereby declared as Drawing & Disbursing Officer for West District with immediate effect vide Shri D.P. Sharma since transferred to South District.

By Order.

Chief Accounts Officer Finance, Government of Sikkim.
OFFICE ORDER
No. 220/Fin.
Dated Gangtok, the 28th September, 1985.

Shri A. Dutta, Superintendent of Police, Namchi, is hereby declared as Head of Officer as well as Drawing and Disbursing Officer of South District with immediate effect vice Shri T. Norbu since transferred to North District.

By Order.

D. NIODUP,
Chief Accounts Officer,
Finance,
Government of Sikkim.

OFFICE ORDER
No. 224/Fin.
Dated Gangtok, the 30th September, 1985.

Miss Tshering Phuti Bhutia, Soil Conservator Officer, Land Use & Environment Department, Government of Sikkim, Gyalzing, hereby declared as Drawing and Disbursing Officer for West District with immediate effect vice Shri S.J. Lucksom, A.C.F., since transferred to Head Office.

By Order.

D. NIODUP,
Chief Accounts Officer,
Finance,
Government of Sikkim.

OFFICE ORDER
No. 226/Fin.
Dated Gangtok, the 30th September, 1985.

Shri R.S. Shresta Chief Pay & Accounts Officer, Pay & Accounts Office, Government of Sikkim, is hereby declared as Head of Office with immediate effect.

By Order.

D. NIODUP
Chief Accounts Officer,
Finance,
Government of Sikkim.
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<th>63</th>
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</table>
PART II
Notifications regarding appointments, postings, transfers, leave etc.

HIGH COURT OF SIKKIM
NOTIFICATION
No. 48/HCS.
Dated Gangtok, the 3rd October, 1985.

In continuation of this Court's Notification No. 61/HCS, dated 17th September, 1984, Hon'ble the Acting Chief Justice and Judge of this High Court have been pleased to extend the term of Mrs. Manju Sharma, (Advocate) as Oath Commissioner for a period of one year with effect from 15-9-1985.

AMARJIT CHOPRA, REGISTRAR.

NOTIFICATION
No. 49/HCS.
Dated Gangtok, the 4th October, 1985.

Hon'ble the Acting Chief Justice has been pleased to create one temporary post of Peon on the High Court Establishment, in the pay scale of Rs. 300-4-340-5-380, with immediate effect, till 28/2/1986.

AMARJIT CHOPRA, REGISTRAR.

NOTIFICATION
No. 51/HCS
Dated Gangtok, the 14th October, 1985.

In partial modification of this Court's Notification No. 23/HCS dated 6th April, 1985, it is hereby notified for general information that Vacation Court will sit from 28-10-1985 to 2-11-85 (both days inclusive) during Puja Holidays.

By Order.
T. CHHOPHEL, Secretary, Establishment Department.

ESTABLISHMENT DEPARTMENT
OFFICE ORDER
No. 1(4)722/(G)/Est.
Dated Gangtok, the 1st October, 1985.

The Governor is pleased to issue following transfers and postings with immediate effect:
1. Dr. M.M. Golay, Managing Director, S.L.D.C, Joint Director, Animal Husbandry Department. He is reverted to his parent Department.
2. Shri Sonam Gyamtso, Joint Secretary, Law Department as Managing Director, S.L.D.C on deputation vice Dr. M. M. Golay.

By Order.
T. CHHOPHEL, Secretary, Establishment Department.

OFFICE ORDER
No. 724(G)Est.
Dated Gangtok, the 1st October, 1985.

Shri Mohammad Shahid, B.E (Civil) is hereby appointed as Assistant Engineer, in the Sikkim Public Works Department in the scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 w.e.f. the date of his joining.
He will draw a basic pay of Rs. 660/- per month in the above scale with other allowances as admissible under the rules.
As usual, he will be on probation for one year.

By Order.
K. TOBDEN, Under Secretary, Establishment Department.

OFFICE ORDER
No. 726(G) Est.
Dated Gangtok, the 3rd October, 1985.

Miss Asha Lama is hereby appointed as Statistical Officer in the Agriculture Department in the Scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 w.e.f. the date of her joining.
She will draw a basic pay of Rs. 660/-p.m. in the above Scale with other allowances as admissible under the rules.
As usual, she will be on probation for one year.

By Order.
Under Secretary, Establishment Department

OFFICE ORDER
No. 730(G) Est.
Dated Gangtok, the 4th October, 1985.

Dr. Prakash Kumar Pradhan, M.B.B.S. is hereby appointed as G.D.M.O. against the vacancy of Lady Medical Officer at District Hospital, Singtam in the Health & Family Welfare Department in the scale of
He will draw a basic pay of Rs. 660/- per month in the above scale with other allowances as admissible under the rules. In addition, he will draw Non-Practising allowance of 50% of his basic pay subject to a maximum of Rs. 660/- per month.

As usual, he will be on probation for one year.

By Order.

D. K. PRADHAN
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 733/(G) Est.
Dated Gangtok, the 5th October, 1985.

Consequent on his appointment to the I.A.S. Cadre of Sikkim w.e.f. 17.2.84 vide Department of Personnel & Administrative Reforms Notification No. 14015/11/83-ATS. I of 17.2.84, Shri D.K. Gazmere is hereby appointed to ex-cadre post of Joint Director (Accounts), Agriculture Department w.e.f. 18.2.85 and as required under Rule 9(i) of the I.A.S. (Pay) Rules, 1954 is declared as equivalent in status and responsibility to the cadre post of Dy. Secretary borne in the I.A.S. Cadre of Sikkim.

By Order.

K. TOBDEN,
Under Secretary,
Establishment Department.

NOTIFICATION
No. 253/(G) Est.
Dated Gangtok, the 28th October, 1985.

The Governor is pleased to sanction the creation of a post of Driver in the Scale of Rs. 350-6-410-7-550 in the Education Department with immediate effect from 1.8.85.

The expenditure of the above post shall be debitable to Head “277” Education BI (1j)(1)– Salaries (Non-Plan).

S.D. PHALONTHARPA,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 4(140)83/774/Est.
Dated Gangtok, the 28th October, 1985.

The Governor is pleased to relieve Lt. Col. (Retired) B.B. Basnett from the post of Secretary, Sikkim Rajya Sainik Board with effect from the afternoon of 31.10. 1985.

The Governor is further pleased to appoint Major (Retired) Bhuchung Tshering Bhutia, VSM (IC 31320) as Secretary, Sikkim Rajya Sainik Board until further orders with effect from the forenoon of 1st November, 1985. He will continue as Deputy Superintendent of Jail as well.

By Order.

T. CHHOPHEL,
Secretary,
Establishment Department.

FINANCE DEPARTMENT
OFFICE ORDER
No. 344/Fin.
Dated Gangtok, the 7th October, 1985.

During the absence of Shri N.C. Shenga, Director, Land Use & Environment, Department Government of Sikkim, on tour with effect from 5.10. 1985 to 15.10. 1985, Shri H.R. Pradhan, in, Additional Director, Land Use & Environment Department, Government of Sikkim, is here by allowed to exercise financial powers as exercised by Shri Shenga with immediate effect till Shri Shenga's return from tour.

By Order.

D. NTODUP,
Chief Accounts Officer,
Finance,
Government of Sikkim.

OFFICE ORDER
No. 337/Fin.
Dated Gangtok, the 1st October, 1985.

Shri T.D. Rinzing, Superintendent of Police, Gyalshing, West Sikkim, is hereby declared as Head of office as well as Drawing and Disbursing Officer with immediate effect for West District with immediate effect vice Shri A. Dutta, Superintendent of Police, since transferred to South District.

By Order.

D. NIODUP,
Chief Accounts Officer
Finance,
Government of Sikkim.
<table>
<thead>
<tr>
<th>PART</th>
<th>CONTENTS</th>
<th>PAGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>PART I</td>
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PART II
Notifications regarding appointments, postings, transfers, leave etc.

OFFICE OF THE CHIEF SECRETARY
GOVERNMENT OF SIKKIM
GANGTOK.
Notification No 10(136) Mis/84-85
Dated Gangtok the 18th Nov, 85
IRRIGATION
In supersession of Notification No. 10(136) Mis/1332 dated 16-11-1984, the Governor of Sikkim has been pleased to re-constitute the State Flood Control Board consisting of:-
The Chief Minister - Chairman
Minister-in-charge of Irrigation & Flood Control - Member
Secretary Finance - Member
Secretary PWD & Irrigation - Member
Secretary
K.M.L. CHHABRA,
Chief Secretary,
Government of Sikkim.

HOME DEPARTMENT
NOTIFICATION
19445/Home/85
Dated Gangtok, the 6th November, 1985.
The Government of Sikkim is pleased to nominate the following Officers as Directors in the Board of M/s. Sikkim Vanaspati Limited:
(1) Secretary Finance, Government of Sikkim.
(2) Secretary, Industries, Government of Sikkim.
(3) Managing Director, M/s. Sikkim Industrial Development & Investment Corporation Limited.
M.M. RASAILY,
Home Secretary,
Government of Sikkim.

ESTABLISHMENT DEPARTMENT
NOTIFICATION
No. B(l)/262/Gen/Est.
Dated Gangtok, the 1st November, 1985.
The Governor is pleased to create 3 (three) posts of Commissioners-cum-Secretaries to the Government in the super-time scale of the Indian Administrative Service with immediate effect till further orders.
T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. 796/ (G) Est.
Dated Gangtok, the 1st November, 1985.
The post of Joint Director, Land Use and Environment, is declared equivalent to that of Conservator of Forest, in status and responsibility under Rule 9 of the IPS (Pay) Rules, 1968 and the transfer of Shri T.R. Poudyal, IPS made vide this Department Notification No: 36/Gen/Est of 18-5-83 is treated as on deputation w.e.f. 27/3/84, i.e. the date of his promotion as Conservator of Forest.
By Order.
N. YETHENPA,
Deputy Secretary Govt. of Sikkim
Establishment Department
GOVERNMENT OF SIKKIM
DEPARTMENT OF COMMERCIAL TAXES
No. 7(121) IT&ST/83.
DATED 2/11/85.
NOTIFICATION.
The following Draft Notification to amend Schedule I to the Sikkim Sales Tax Act, 1983 which the State Government proposes to make in exercise of the powers conferred by sub-section (2) of section 8 of the Sikkim Sales Tax Act, 1983 (4 of 1983) is hereby published as required by the said sub-section for the information of all persons likely to be affected thereby and notice is hereby given that the draft shall be taken into consideration on or after the expiry of a period of one month from the date of publication of this Notification in the Official Gazette.
Any objection or suggestion which may be received from any person with respect to said draft Notification before the expiry of one month, as specified above, will be considered by the State Govt.
Objection or suggestion, if any, may be sent to the Commissioner of Commercial Taxes, Finance Department, Govt. of Sikkim.
J.T.Densapa,
Commissioner,
Department of Commercial Taxes,
Government of Sikkim,
Gangtok.
FNo 7(121) IT&ST/83.

PRINTED AT THE SIKKIM GOVERNMENT PRESS, GAZ. 11.-300C-20-12-85.
<table>
<thead>
<tr>
<th>PART</th>
<th>CONTENTS</th>
<th>PAGE</th>
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<tr>
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Notifications regarding appointments, postings, transfers, leave etc.

RAJ BHAVAN, GANGTOK
No. SKM/GOV/266/85.

Dated Gangtok, the 23rd November, 1985.

ORDER
Lt. Col. M. R. Kotwal, M., F.A.
C. G. (USA), consultant in the Department of Internal Medicine and Gastroenterology, Health and Family Welfare, Government of Sikkim, is hereby appointed as an Honorary Physician to His Excellency the Governor of Sikkim, with immediate effect.

SONAM WANGDI,
Secretary to the Governor of Sikkim.

HIGH COURT OF SIKKIM
NOTIFICATION
No. 57/HCS.
Dated Gangtok, the 21st December, 1985.

It is hereby notified for general information that the High Court of Sikkim will remain closed for Winter Vacation, w. e. f. 6th January, 1986 to 2nd February, 1986, both days inclusive.

The Vacation Court will sit in the first term from 15th January, 1986 to 18th January, 1986 and, in the second term, from 27th January, 1986 to 30th January, 1986.

By Order.
AMARJIT CHOPRA,
Registrar.

NOTIFICATION
No. 59/HCS.
Dated Gangtok, the 31st December, 1985.

In hereby notified for general information that 1st January, 1986, shall be observed as a Holiday by this High Court on account of New year’s day.

By Order.
AMARJIT CHOPRA,
Registrar.

HOME DEPARTMENT
NOTIFICATION
No. 308/Home/85
Dated Gangtok, the 3rd December, 1985.

The Governor of Sikkim is pleased to approve that the Sikkim Rajya Sainik Board shall function under the administrative control of Home Department.

M.M. RASAILY
Home Secretary,
Government of Sikkim.

NOTIFICATION
No.2 (3) Home/77/368
Dated Gangtok, the 26th December, 1985.

The Governor of Sikkim is pleased to appoint with immediate effect the following as Chairman of the organisations as under:-

1. Shri J. B- Pradhan, Chairman, Land Use as Chairman, Sikkim Wood Industries Vice Chairman, Namkha Lama.
2. Rev. Namkha Lama, Chairman, Sikkim Wood Industries, as Chairman Land Use.

This partially amends the Home Department Notification No. 2(3) H/77 dated 23rd March 1985 and No. 2 (3) H/77/1001 dated 6th April 1985.

M. M. RASAILY,
Home Secretary,
Government of Sikkim.

ESTABLISHMENT DEPARTMENT
OFFICE ORDER
No. 908/ (G)/Est.
Dated Gangtok, the 4th December, 1985.

In partial amendment of this Department Office Order No. 883/G/Est: date. 27/11/85 to the extent relevant on the matter, Shri G. K. Pal, Officer on Special Duty (Accounts), Sikkim Nationalised Transport Department is hereby relieved with effect from 10. 12- 1985 (AN)

By Order.

K. TOBDEN,
Under Secretary,
Establishment Department.
NOTIFICATION
No. 292/Gen/Est.
Dated Gangtok, the 6th December, 1985.

The Governor is pleased to sanction the creation of the following posts for the Agriculture Department, Government of Sikkim with immediate effect:

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<td>(ii) Assistant Regional Project Officer</td>
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<td>(iii) Village level worker</td>
<td>10</td>
<td>380-450</td>
</tr>
<tr>
<td></td>
<td>(iv) Fieldman</td>
<td>10</td>
<td>320-450</td>
</tr>
<tr>
<td></td>
<td>(v) Senior Accounts Clerk</td>
<td>1</td>
<td>410-700</td>
</tr>
<tr>
<td></td>
<td>(vi) Lower Division Clerk</td>
<td>1</td>
<td>380-550</td>
</tr>
<tr>
<td>2</td>
<td>MUSHROOM DEVELOPMENT (i) Micologist</td>
<td>1</td>
<td>780-1600 305-A-Agriculture Family Comm.</td>
</tr>
<tr>
<td></td>
<td>(ii) Laboratory Attendant</td>
<td>1</td>
<td>320-450 4 Salaries</td>
</tr>
<tr>
<td>3</td>
<td>DRY LAND DEVELOPMENT (i) Agronomist</td>
<td>1</td>
<td>780-1600 305-A-Agriculture Area Development</td>
</tr>
<tr>
<td></td>
<td>(ii) Assistant Agronomist</td>
<td>1</td>
<td>660-1400 Dry land Development</td>
</tr>
<tr>
<td></td>
<td>(iii) Field Assistant</td>
<td>1</td>
<td>320-450</td>
</tr>
<tr>
<td>4</td>
<td>SOIL TESTING &amp; RECLAMATION (i) Soil Chemist</td>
<td>1</td>
<td>780-1600-307-A Soil &amp; Water conservation II</td>
</tr>
<tr>
<td></td>
<td>(ii) Laboratory Assistant</td>
<td>1</td>
<td>410-700</td>
</tr>
<tr>
<td></td>
<td>(iii) Laboratory Attendant</td>
<td>1</td>
<td>320-450</td>
</tr>
<tr>
<td></td>
<td>(iv) Typist</td>
<td>1</td>
<td>380-550</td>
</tr>
</tbody>
</table>

By Order.
T. DHONDUP
Officer On Special Duty, Establishment Department.

MEMORANDUM
No. M(12)/297/GEN/EST.
Dated Gangtok, the 7th December, 1985.

The Government of Sikkim is pleased to decide that the reservations of posts in Class III and Class V for the physically handicapped persons shall be to the extent indicated against each:

<table>
<thead>
<tr>
<th>CATEGORY OF PHYSICALLY HANDICAPPED PERSONS</th>
<th>RESERVATIONS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. The Blind</td>
<td>1%</td>
</tr>
<tr>
<td>(a) Totally blind are those who cannot respond to light at all under any situation.</td>
<td></td>
</tr>
</tbody>
</table>

(b) Partially blind include those who just tell whence light comes or can see from or motion but cannot count fingers at a distance of 2 ft. This category also includes those who can travel or go about unaided or can read only 1/4 large headlines.

2. Deaf & Dumb 1%:
(a) Those who are born deaf or have been deafened at an early age resulting in simultaneous loss of speech.
(b) Deaf include those who have lost entire hearing after having learnt speaking.
(c) Partially deaf are those who can hear with the help of aids.

3. Orthopaedically handicapped 1%:
A person who has minimum 40% permanent partial disability of either upper or lower limbs or 50% permanent partial disability of both upper and lower limbs together.

Any disabled person claiming reservations of jobs should obtain Medical Certificates from a Medical Board consisting of concerned Consultant/ Senior Specialist and Superintendent S.T.N.M. Hospital.

T. CHHOPEL,
Secretary, Establishment Department.

NOTIFICATION
No. 293/Gen/Est.
Dated Gangtok, the 7th December, 1985.

The Governor is pleased to sanction the creation of the following posts for the Food & Civil Supplies Department, Government of Sikkim with immediate effect:

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the Post</th>
<th>No. of Scale</th>
<th>Post</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Sub-Inspector</td>
<td>4</td>
<td>410-700</td>
</tr>
<tr>
<td>2</td>
<td>Chowkidar</td>
<td>3</td>
<td>300-380</td>
</tr>
</tbody>
</table>

The expenditure of the above posts shall be debitable to He: d-309 II(1)(1) Salaries Procurement of Snoonu-Establishment of Foodgrain Godown.

T. DHONDUP
Officer On Special Duty, Establishment Department.
NOTIFICATION
No. 299/(Gen)/Est.
Dated Gangtok, the 10th December, 1985.

The Governor is pleased to sanction the creation of the following post for the Scheduled Caste & Scheduled Tribe Welfare Department, Government of Sikkim with immediate effect:

<table>
<thead>
<tr>
<th>No.</th>
<th>Post Created</th>
<th>No. of Post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Monitoring cum-Statistical Officer</td>
<td>1</td>
<td>660-1400</td>
</tr>
<tr>
<td>2.</td>
<td>Welfare Officer</td>
<td>2</td>
<td>660-1400</td>
</tr>
<tr>
<td>3.</td>
<td>Inspector</td>
<td>2</td>
<td>510-900</td>
</tr>
<tr>
<td>4.</td>
<td>L.D.C./Typist</td>
<td>3</td>
<td>380-550</td>
</tr>
<tr>
<td>5.</td>
<td>Peon</td>
<td>2</td>
<td>300-380</td>
</tr>
</tbody>
</table>

The expenditure of the above posts shall be debitable of Head 288-III, Welfare of Scheduled Tribes (1) Tribal sub-plan.

T. DHONDUP,
Officer On Special Duty,
Establishment Department.

NOTIFICATION
No. 303/Gen/Est.
Dated Gangtok, the 19th December, 1985.

The Governor is pleased to re-designate the Department of Animal Husbandry as Department of Animal Husbandry and Veterinary Services and to create a post of Additional Director (Veterinary Services) and to review the post of Additional Director (Animal Husbandry) which was abolished vide Notification No. 623(G)/Est. of 11/9/85 in the scale of Rs. 1250-70-1950-Eb-75-2100, with immediate effect.

The expenditure on the above post shall be met from head 310-A.H.1-Direction and Administration -Salaries.

By Order.
S.D. PHALONTHARPA,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 946/(G)/Est.
Dated Gangtok, the 20th December, 1985.

Consequent upon the re-designation of the Department of Animal Husbandry as Department of Animal Husbandry and Veterinary Services vide Notification No. 303/Gen/Est. dated 19.12.85, Shri S. Paljor and Dr. M.M. Golay, Joint Directors of the Animal Husbandry Department are hereby promoted as Additional Director (Animal Husbandry) and Additional Director (Veterinary Services) respectively in the scale of Rs.1250-70-1980-Eb-75-2100 w.e.f. 19.12.85, against the post created and reviewed vide Notification referred above.

As usual, they will be on probation for one year.

By Order
N. YETHENPA,
Deputy Secretary to the Govt. of Sikkim
Establishment Department.

NOTIFICATION
No. 307/Gen/Est.
Dated Gangtok, the 23rd December, 1985.

The Governor is pleased to sanction the creation of the following posts for the Rural Development Department, Government of Sikkim with immediate effect.

<table>
<thead>
<tr>
<th>No.</th>
<th>Name of the post created</th>
<th>No. of post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Upper Division Clerk</td>
<td>2(two)</td>
<td>410-10-580-Eb-12-700</td>
</tr>
<tr>
<td>2.</td>
<td>L.D.C./Typist</td>
<td>2(two)</td>
<td>380-7-450-Eb-8-530-Eb-10-550</td>
</tr>
<tr>
<td>3.</td>
<td>Peon</td>
<td>1(one)</td>
<td>300-4-340-5-380</td>
</tr>
</tbody>
</table>

The expenditure of the above posts shall be debitable to Head “314-A1 (1) (1) Salaries (Plan)” or “337-Salaries (Plan)”.

T. DHONDUP,
Officer On special Duty,
Establishment Department.

NOTIFICATION
No.308/(Gen)/Est.
Dated Gangtok, the 24th December, 1985.

The Governor is pleased to sanction the creation of the following posts for the Forest Department, Government of Sikkim with immediate effect.

<table>
<thead>
<tr>
<th>No.</th>
<th>Name of the post created</th>
<th>No. of post</th>
<th>Scale</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Stenographer</td>
<td>1(one)</td>
<td>920-20-1600</td>
</tr>
</tbody>
</table>
OFFICE ORDER
No. AA/29/970/Est/81/G/Est.
Dated Gangtok, the 26th December, 1985.

The Governor is pleased to order the following postings and transfers with immediate effect:-

1. Shri J.T. Densapa, Addl. Chief Secretary will take over charge of Mines & Geology Department from Shri K. Sherab;
2. Shri K.C. Pradhan is posted as Secretary, Finance and Tourism Department vice Shri J.T. Densapa and Shri Karma Tobden respectively;
3. Shri Jigmee Dorjee is posted as Secretary, Health & Social Welfare vice Shri T.P. Sharma;
4. Shri T.P. Sharma is posted as Secretary, Education and Culture Departments vice Shri K.C. Pradhan and Shri Karma Tobden respectively;
5. Shri Kunzang Sherab is posted as Secretary, Co-operation, Labour and Tibetan Refugees vice Shri G.P. Pradhan, Shri Jigmi Dorjee and Shri P.S. Namgyal respectively;
6. Shri Tashi Tobden is transferred and posted as Joint Secretary, Establishment Deptt., against the post lying vacant;
7. Shri N.D. Chingapa is transferred and posted as Joint Secretary, Finance vice Shri T. Tobden;
8. Shri T.K. Gazmere is transferred and posted as District Collector, North vice Shri S.D. Basu;
9. Shri S.D. Basu is transferred and posted as Joint Secretary, Finance, vice Shri D.K. Gazmere; and
10. Dr. R. Agarwal, S.D.M. Gyalzing is transferred and posted as D.D. O. West vice Shri R.P. Chingapa.

2. He is further pleased to order that :-
   (i) Shri Tashi Chhople, Secretary, Establishment and Industries Department will also look after Government Institute of Cottage Industries;
   (ii) Shri Karma Tobden, Secretary to Chief Minister will look after Ecclesiastical Department;
   (iii) Shri Passong Namgyal Secretary, Land Revenue Department will also look
after the Scheduled Castes and Scheduled Tribes Welfare Department.

By Order,

T. CHHOPHEL,
Secretary,
Establishment Department.

OFFICE ORDER
No. 974/ (G) Est.
Dated Gangtok, the 26th December, 1985.

Consequent on the promotion of Shri Jigmee Dorjer, Shri T.P. Sharma and Shri P.K. Pradhan to the super-time scale of the Indian administrative Service, the Governor is pleased to grant the selection grade of the Indian Administrative Service to the following officers:-
1. Shri Karma Tobden, Secretary to Hon’ble Chief Minister;
2. Shri J.P. Tshering, Secretary, I.P.R.;
3. Shri Sonam Wangdi, Secretary to Governor.

They will draw the minimum of the scale that is Rs. 2000/- in the scale Rs. 2000-125/2-2250 w.e.f. 6.11.1985.

By Order.

T. CHHOPHEL.
Secretary,
Establishment Department.

OFFICE ORDER
No. 985/ (Gen)/Est.
Dated Gangtok, the 25th December, 1985.

Shri H. R. Bhattacharya, Dy. Director HF/ Adult Education, Education Department whose date of birth is 5.1.28, shall retire from Service w.e.f. the afternoon of 31.1.86 on superannuation in accordance with Service Rule 98 of Sikkim Government Service Rules, 1974 as amended vide Notification No: 5(56) 86/Gen/Est of 20.2. 83.

By Order.

T. CHHOPHEL.
Secretary,
Establishment Department.

OFFICE ORDER
No. 994/ (Gen) Est.
Dated Gangtok, the 28th December, 1985.

Shri Mani Kumar Pradhan, Assistant Engineer (Building), is hereby transferred and posted to Delhi as Assistant Engineer in Charge of Sikkim House Annexure Construction.

On transfer, he will carry his own pay, scale and other allowance except House Rent Allowance whereby he will be provided a hired Govt. accommodation in New Delhi near by the construction site.

By Order.

K. TOBDEN,
Under Secretary,
Establishment Department.

OFFICE ORDER
No. 996/ (Gen)/Est.
Dated Gangtok, the 30th December, 1985.

The following Range Officers of the Forest Department are hereby promoted as Assistant Conservator of Forest in the scale of Rs. 660-25-910-Eb-30-1240-Eb-40-1400 with immediate effect:-
1. Shri Bani Prasad Thapa,
2. Shri Chung Chung Bhutia,
3. Shri Gokul Prasad Singh,
4. Shri Prem Kumar Subba,
5. Shri Karama Tenzing Bhutia,
6. Shri Christo Das Pegha.

As usual, they will be on probation for one year.

The inter-se-seniority of the officer in the grade of A.C.F. shall continue to be in the same order as it existed in the immediate ower grade.

N. YETHENPA,
Deputy Secretary to the Govt. of Sikkim
Establishment Department.

OFFICE ORDER
No. 1001/ (Gen)/Est.
Dated Gangtok, the 31st December, 1985.

Consequent on the death of late Glore Tshering Lepcha, Assistant Conservator of Forest, Land Use & Environment Depart-
ment, on 20.10.1985, as per the death certificate dated 20.10.85 issued by the North Bengal Clinic, Pradhan Nagar, Siliguri, the office order No: 496/G/Est. of 7.8. 1985 placing the said Glore Tshering Lepcha under suspension in contemplation of a disciplinary proceeding is revoked.

By Order,
D.K. PRADHAN,
Under Secretary,
Establishment Department.

FINANCE DEPARTMENT
OFFICE ORDER
No. 458/Fin.

Dated Gangtok, the 18th December, 1985.

Dr. T. R. Gyatso, Joint Director (Adm. & Planning), Health & Family Welfare Department, Government of Sikkim, is hereby declared as Head of Office with immediate effect.

By Order,
D. NIODUP,
Chief Accounts Officer,
Finance,
Government of Sikkim.

OFFICE ORDER
No. 465/Fin.
Dated Gangtok, the 20th December, 1985.

During the absence of Shri T.P. Dorji, Additional District Collector (East) Gangtok, on leave w.e.f. 18.12.85. Miss Samten Dolma, Sub-Divisional Officer, District Collectorate, East District, Gangtok, is hereby declared as Drawing and Disbursing Officer with immediate effect till Shri Dorji’s return from leave.

By Order,
D. NIODUP,
Chief Accounts Officer,
Finance,
Government of Sikkim.

OFFICE ORDER
No. 483/Fin.
Dated Gangtok, the 30th December, 1985.

Shri Gopal Basnet, Accounts Officer, Irrigation Department, Government of Sikkim, is hereby declared as Drawing and Disbursing Officer with immediate effect vice Shri N.S. Rawat, Superintending Engineer.

By Order,
D. NIODUP
Chief Accounts Officer,
Finance,
Government of Sikkim.