



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY PUBLISHED BY AUTHORITY

No.481]

CHENNAI, TUESDAY, DECEMBER 31, 2019
Margazhi 15, Vikari, Thiruvalluvar Aandu-2050

Part IV—Section 2

Tamil Nadu Acts and Ordinances

The following Ordinance which was promulgated by the Governor on the 31st December 2019 is hereby published for general information:—

TAMIL NADU ORDINANCE No. 12 OF 2019.

An Ordinance further to amend the Tamil Nadu Panchayats Act, 1994.

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

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution, the Governor hereby promulgates the following Ordinance:—

1. (1) This Ordinance may be called the Tamil Nadu Panchayats (Fifth Amendment) Ordinance, 2019.

Short title and commencement.

(2) It shall come into force at once.

Tamil Nadu Act
21 of 1994.

2. In section 261-A of the Tamil Nadu Panchayats Act, 1994, for the expression “upto the 31st day of December 2019”, the expression “upto the 30th day of June 2020” shall be substituted.

Amendment of section 261-A.

31st December 2019.

BANWARILAL PUROHIT,
Governor of Tamil Nadu.

EXPLANATORY STATEMENT.

The Special Officers to the Village Panchayats, Panchayat Unions and District Panchayats were appointed in pursuance of the orders of the Hon'ble High Court of Madras in W.P. No.33984 of 2016, dated the 4th October 2016. The term of office of the said Special Officers of the three tier panchayats were extended, from time to time, and lastly extended upto the 31st December 2019.

2. The Hon'ble Supreme Court of India in I.A.No.182868 of 2019 in Civil Appeal Nos.5467-5469 of 2017 dated the 6th December 2019 read with W.P. (Civil) No.1443 of 2019, dated the 11th December 2019 has, among other things, directed that the Respondent-authorities shall hold elections to all Panchayats at village, intermediate and district levels, except those in the nine reconstituted districts namely, Kancheepuram, Chengalpattu, Vellore, Tirupathur, Ranipet, Villupuram, Kallakurichi, Tirunelveli and Tenkasi and also directed to delimit the nine newly constituted districts in accordance with law and thereafter hold elections for their panchayats at the village, intermediate and district levels within a period of three months. Accordingly, the Tamil Nadu State Election Commission has notified election schedule for electing the ward members of village panchayats, panchayat unions and district panchayats and to the office of Presidents of village panchayats except for the nine newly constituted districts.

3. Although, the Tamil Nadu State Election Commission has notified ordinary election to the Rural Local Bodies, the whole process of elections will be completed only on the 11th January 2020. Further, in respect of the remaining nine newly constituted districts, after completion of the delimitation of territorial wards of village panchayats, panchayat unions and district panchayats, reservation of seats and offices for all the three tiers of panchayats will be notified and only thereafter, the ordinary election to Rural Local Bodies could be conducted, as ordered by the Supreme Court of India.

4. In the circumstances stated above, as the term of office of the Special Officers expires on the 31st December 2019, the Government have, decided to amend section 261-A of the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994) so as to extend the term of office of the said Special Officers for a further period of six months upto the 30th June 2020 or until the first meeting of the council is held after the ordinary elections to the village panchayats, panchayat unions and district panchayats, whichever is earlier.

5. The Ordinance seeks to give effect to the above decision.

(By order of the Governor)

C. GOPI RAVIKUMAR,
*Secretary to Government (FAC),
Law Department.*