



TAMIL NADU GOVERNMENT GAZETTE

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Part III—Section 1(a)

**General Statutory Rules, Notifications, Orders, Regulations, etc.,
issued by Secretariat Departments.**

NOTIFICATIONS BY GOVERNMENT

MUNICIPAL ADMINISTRATION AND WATER SUPPLY DEPARTMENT

**Amendment to the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations
(Elections) Rules, 2006.**

[G.O.(Ms) No. 66, Municipal Administration and Water Supply (Election), 28th June 2017.]

No.SRO A-32(a)/2017

In exercise of the powers conferred by Section 303 of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920), Section 347 of the Chennai City Municipal Corporation Act, 1919 (Tamil Nadu Act IV of 1919), Section 431 of the Madurai City Municipal Corporation Act, 1971 (Tamil Nadu Act 15 of 1971), Section 430 of the Coimbatore City Municipal Corporation Act, 1981 (Tamil Nadu Act 25 of 1981), read with Section 8 of the Tiruchirappalli City Municipal Corporation Act, 1994 (Tamil Nadu Act 27 of 1994), Section 8 of the Tirunelveli City Municipal Corporation Act, 1994 (Tamil Nadu Act 28 of 1994) and Section 8 of the Salem City Municipal Corporation Act, 1994 (Tamil Nadu Act 29 of 1994), the Governor of Tamil Nadu after Consultation with the Tamil Nadu State Election Commission, hereby makes the following amendments to the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Elections) Rules, 2006:-

AMENDMENTS.

In the said Rules,-

1. in rule 24, after sub-rule (2), the following sub-rule shall be inserted, namely:-

“(2-A) (a) Every candidate, at the time of filing his nomination paper for any election or casual election for electing a councillor or member of any Municipal Corporation / Municipality / Third Grade Municipality / Town Panchayat shall furnish full and complete information in an Affidavit in Form 3-A.

(b) The said affidavit shall be duly sworn before a Magistrate of the First Class or a Notary Public or a Commissioner of Oaths appointed by the High Court of Madras or before an officer competent for swearing an affidavit. The affidavit shall be prepared in a Non judicial stamp paper of Rs. 20/- (Rupees twenty only).

(c) Non-furnishing of the affidavit by any candidate shall be considered to be a violation of this rule and the nomination of the candidate concerned shall be liable for rejection by the Returning Officer at the time of scrutiny of nomination papers.

(d) If more than one nomination has been filed by a candidate for an election, the affidavit shall be annexed along with the first nomination and there is no need to furnish the affidavit with the other nomination papers.

(e) The information so furnished by each candidate in the aforesaid affidavit shall be disseminated by the respective Returning Officers by displaying a copy of the affidavit on the notice board of his office and also by making the copies thereof available to all other candidates on demand and to the representatives of the print and the electronic media.

(f) If any rival candidate has furnished any information to the contrary, by means of a duly sworn affidavit, then such affidavit of the rival candidate shall also be disseminated along with the affidavit of the candidate concerned in the manner prescribed in clause (e).

(g) All the Returning Officers shall ensure that the format of the affidavit in Form 3-A shall be furnished to the candidates along with the forms of nomination papers as part of the nomination papers.

(h) In view of the penal provisions contained in Section 177 of the Indian Penal Code, 1860, in case of furnishing of false information by any candidate, if any, confirmed at a later date, the Returning Officer concerned may initiate criminal action against that candidate, after providing reasonable opportunity of hearing and by following the procedure contemplated in Section 195 of the Code of Criminal Procedure, 1973.”;

2. after Form 3, the following Form shall be inserted, namely:-

Please affix your recent passport size photograph
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“ FORM 3-A

[see rule 24 (2-A)]

Affidavit to be furnished by the candidate along with Nomination Paper before the Returning Officer

Election of Councillor / Member to Division/Ward No..... of the Corporation / Municipality / Third Grade Municipality / Town Panchayat

PART-A

I, son/daughter/wife* of aged years, resident of..... (mention full postal address including pincode), a candidate at the above election, do hereby solemnly affirm and state on oath as under:-

(1) I am a candidate set up by (name of the political party) / am contesting as an Independent candidate*.

(2) My name is enrolled in Ward/Division No of Electoral Roll of Town Panchayat/ Third Grade Municipality/ Municipality/ Corporation at Serial No in Part No

(3) My contact telephone number (with STD Code) / mobile number (s) is /are and my e-mail id (if any) is

(4) Details of Permanent Account Number (PAN) and status of filing of Income Tax return:

Sl. No.	Names	PAN	The financial year for which the last Income-tax return has been filed	Total income shown in Income - tax return (in Rupees)
1.	Self			
2.	Spouse			
3.	Dependent-1			
4.	Dependent-2			
5.	Dependent-3			

*strike out whichever is not applicable

(5) I have/have not been sentenced/imprisoned for any offence (s) punishable with imprisonment for more than six months under Section 49 of the Tamil Nadu District Municipalities Act, 1920 (in the case of Town Panchayats/Municipalities)/ section 52 of the Chennai City Municipal Corporation Act, 1919 (in the case of Chennai Corporation)/ more than two years (in the case of Madurai/Coimbatore Corporation) under Section 56 of the Madurai City Municipal Corporation Act, 1971/ section 58 of the Coimbatore City Municipal Corporation Act, 1981 read with Section 8 of other Corporation Acts in a pending case (s) in which a charge (s) has/have been framed by the court (s) of competent jurisdiction.

If the deponent is accused of any such offence (s), he shall furnish the following information:-

(i) The following case (s) is /are pending against me in which charges have been framed by the court for an offence punishable with imprisonment for two years or more:-

(a)	Case/First Information Report No./ Nos. together with complete details of concerned Police Station/District/State	
(b)	Section (s) of the concerned Act (s) and short description of the offence (s) for which charged	
(c)	Name of the Court, Case No. and date of order taking cognizance	
(d)	Court(s) which framed the charge (s)	
(e)	Date (s) on which the charge (s) was/ were framed	
(f)	Whether all or any of the proceeding (s) has/have been stayed by any Court (s) of competent jurisdiction	

(ii) The following case (s) is /are pending against me in which cognizance has been taken by the court [other than the cases mentioned in item (i) above]:-

(a)	The details of cases where the court has taken cognizance, section (s) of the Act (s) and description of the offence (s) for which cognizance taken	
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(b)	Name of the Court, Case No. and date of order taking cognizance:	
(c)	Details of Appeal(s)/ Application(s) for revision (if any) filed against the above order(s)	

(6) I have been / have not been convicted of an offence(s) other than any offence(s) referred to Sl.No. 5 above. And, I have been/have not been removed/disqualified under the relevant Urban Local Bodies Act.

If the deponent is convicted and punished as aforesaid, he shall furnish the following information:-

(i) Cases in which, I have been convicted and sentenced to imprisonment by a court of law:-

(a)	The Details of cases, section(s) of the concerned Act(s) and description of the offence(s) for which convicted	
(b)	Name of the Court(s), Case No. and date(s) of order(s)	
(c)	Punishment imposed	
(d)	Whether any appeal was/has been filed against the conviction order. If so, details and the present status of the appeal:	

(ii) If the deponent is dismissed/disqualified from the post ofunder the Tamil Nadu District Municipalities Act, 1920 (in the case of Town Panchayats/Municipalities)/the Chennai City Municipal Corporation Act, 1919/ the Madurai City Municipal Corporation Act, 1971/ the Coimbatore City Municipal Corporation Act, 1981 read with Section 8 of other Corporation Acts, he shall furnish the following information:-

(a)	Removed/Disqualified under which section (s) of relevant Urban Local Bodies Act	
(b)	Period of punishment	From to (..... Years)
(c)	Order No. and Date (i.e. Statutory Orders issued by the Tamil Nadu State Election Commission or Proceedings issued by the authority)	
(d)	Date of enforcement of removal/disqualification	
(e)	Whether any appeal was/has been filed against the removal/disqualification order. If so, details and the present status of the appeal:	

(7) That I give herein below the details of the assets (movable and immovable etc.) of myself, my spouse and all dependents:-

A. Details of movable assets

Instructions:

1. Assets in joint name indicating the extent of joint ownership will also have to be given.
2. In case of deposit/investment, the details including Serial Number, Amount, date of deposit, the scheme, Name of the Bank/Institution and Branch are to be given.
3. Value of Bonds/Share Debentures as per current market value in Stock exchange in respect of listed companies and as per books in case of non-listed companies should be given.
4. Dependent here means a person, substantially dependent on the income of the candidate.
5. Details including amount is to be given separately in respect of each investment.

<i>Sl. No.</i>	<i>Description</i>	<i>Self</i>	<i>Spouse</i>	<i>Dependent-1</i>	<i>Dependent-2</i>	<i>Dependent-3</i>
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(i) Cash in hand

(ii) Details of deposit in Bank accounts (FDRs, Term Deposits and all other types of deposits including saving accounts), Deposits with Financial Institutions, Non-Banking Financial Companies and Co-operative societies and the amount in each such deposit

(iii) Details of investment in Bonds, debentures/ shares and units in companies/ Mutual funds and others and the amount

(iv) Details of investment in NSS, Postal Savings, Insurance policies and investment in any Financial instruments in Post office or Insurance Company and the amount

(v) Personal loans / advance given to any person or entity including firm, company, Trust etc., and other receivables from debtors and the amount

(vi) Motor Vehicles/ Aircrafts/ Yachts/Ships (Details of Make, registration number etc. year of purchase and amount)

<i>Sl. No.</i>	<i>Description</i>	<i>Self</i>	<i>Spouse</i>	<i>Dependent-1</i>	<i>Dependent-2</i>	<i>Dependent-3</i>
(vii)	Jewellery, bullion and valuable thing(s) (give details of weight and value)					
(viii)	Any other assets such as value of claims/ interest					
(ix)	Gross Total Value					

B. Details of Immovable Assets:

Instructions:

1. Properties in joint ownership indicating the extent of joint ownership will also have to be indicated.
2. Each land or building or apartment should be mentioned separately in this format.

<i>Sl. No.</i>	<i>Description</i>	<i>Self</i>	<i>Spouse</i>	<i>Dependent-1</i>	<i>Dependent-2</i>	<i>Dependent-3</i>
(i)	Agricultural Land - Location(s) - Survey number(s) Area (total measurement in acres) Whether inherited property (Yes or No) Date of purchase in case of self-acquired property Cost of Land (in case of purchase) at the time of purchase Any investment on the land by way of development, construction, etc. Approximate current market value					
(ii)	Non-Agricultural Land: - Location(s) - Survey number(s) Area (total measurement in sq.ft.) Whether inherited property (Yes or No) Date of purchase in case of self-acquired property Cost of Land (in case of purchase) at the time of purchase Any investment on the land by way of development, construction, etc. Approximate current market value					

<i>Sl. No.</i>	<i>Description</i>	<i>Self</i>	<i>Spouse</i>	<i>Dependent-1</i>	<i>Dependent-2</i>	<i>Dependent-3</i>
(iii)	Commercial Buildings (including apartments) - Location(s) Survey Number(s) Area (total measurement in sq.ft.) Built-up Area (total measurement in sq.ft.) Whether inherited property (Yes or No) Date of purchase in case of self-acquired property Cost of property (in case of purchase) at the time of purchase Any investment on the property by way of development, construction, etc. Approximate current market value					-
(iv)	Residential Buildings (including apartments):- Location(s) Survey Number(s) Area (total measurement in sq.ft.) Built-up Area (total measurement in sq.ft.) Whether inherited property (Yes or No) Date of purchase in case of self-acquired property Cost of property (in case of purchase) at the time of purchase Any investment on the property by way of development, construction, etc. Approximate current market value					-
(v)	Others (such as interest in property)					
(vi)	Total of current market value of (i) to (v) above					

(8) I give herein below the details of liabilities/dues to public financial institutions and Government:-

(Note: please give separate details of name of bank, institution, entity or individual and amount before each item)

<i>Sl. No.</i>	<i>Description</i>	<i>Self</i>	<i>Spouse</i>	<i>Dependent-1</i>	<i>Dependent-2</i>	<i>Dependent-3</i>
(i)	Loan or dues to Bank/ financial institution (s)					
	Name of the Bank or financial institution, Amount outstanding, Nature of Loan					
	Loan or dues to any other individuals/entity other than mentioned above Name (s), Amount outstanding, Nature of loan, any other liability					
	Total of liabilities					
(ii)	Government dues: Dues to					
	departments dealing with Government accommodation					
	Dues to department dealing with supply of water					
	Dues to department dealing with supply of electricity					
	Dues to department dealing with supply of telephone / mobiles					
	Dues to department dealing with Government transport (including aircrafts and helicopters)					
	Income tax dues					
	Wealth tax dues					
	Service tax dues					
	Municipal/Property tax dues					
	Sales tax dues					
	Any other dues					
(iii)	Total of all Government dues					
(iv)	Whether any other liabilities are in dispute, if so, mention the amount involved and the authority before which it is pending					
(v)	Grant total of serial number (i) to (iv) above.					

(9) Details of profession or occupation:

(a) Self

(b) Spouse

(10) My educational qualification is as under:-

.....

(Give details of highest School/University education mentioning the full form of the certificate/diploma/degree course, name of the School/College/University and the year in which the course was completed.)

PART-B

(11) ABSTRACT OF THE DETAILS GIVEN IN (1) TO (10) OF PART-A:

1. Name of the Candidate Thiru/Tmt/Selvi
2. Full postal address
3. Name of the Local Body and District
4. Name of the political party which set up the candidate (otherwise write 'Independent')
5. (i) Total number of pending cases where charges have been framed by the Court for offences punishable with imprisonment for more than six months under section 49 of the Tamil Nadu District Municipalities Act, 1920 (in the case of Town Panchayats/ Municipalities)/ section 52 of the Chennai City Municipal Corporation Act, 1919 (in the case of Chennai Corporation)/ more than two years (in the case of Madurai/Coimbatore Corporation) under section 56 of the Madurai City Municipal Corporation Act, 1971/section 58 of the Coimbatore City Municipal Corporation Act, 1981 read with section 8 of other Corporation Acts
- (ii) Total number of pending cases where the court(s) have taken cognizance [other than the cases mentioned in item (i) above]
6. Total number of cases in which convicted and sentenced to imprisonment other than any offence(s) referred to Sl.No. 5 above Dismissal/Disqualification period under the urban Acts. From To
(..... Years)

7	PAN of	Year for which last income tax return filed	Total income shown
(a) Candidate (b) Spouse (c) Dependents			
8 Details of Assets and Liabilities in Rupees			
Description	Self	Spouse	Dependent-I
			Dependent-II
			Dependent-III
(1) Movable Assets			
(Total Value)			
(2) Immovable Asset			
(a) Purchase price of self-acquired immovable property			
(b) Development / Construction cost of immovable property after purchase (if applicable)			
(c) Approximate Current market price of – (A) self acquired assets (Total value)			
(B) inherited assets (Total value)			
9. Liabilities			
(1) Government dues (Total)			
(2) Loans from Bank, Financial Institutions and others (Total)			
10. Liabilities that are under dispute			
(1) Government dues (Total)			
(2) Loans from Bank, Financial Institutions and others (Total)			
11. Highest educational qualifications:-			
(Give details of highest School/University education mentioning the full form of the certificate/ diploma/ degree course, name of the School/College/ University and the year in which the course was completed.)			

VERIFICATION

I, the deponent, above named, do hereby verify and declare that the contents of this affidavit are true and correct to the best of my knowledge and belief and no part of it is false and nothing material has been concealed there from. I further declare that:-

(a) there is no case of conviction or pending case against me other than those mentioned in items 5 and 6 Part A and B above;

(b) I, my spouse, or my dependents do not have any asset or liability, other than those mentioned in item 7 and 8 of Part A and items 8, 9 and 10 of Part B above.

(c) I am aware that necessary penalty for filing false affidavit, etc. be punishable with imprisonment for a term which may extend to six months, or with fine, or with both under relevant sections of the Acts.

Verified at this the day of

DEPONENT

Instructions:

1. Affidavit should be filed along with the Nomination of paper.
2. Affidavit should be sworn before an Oath Commissioner or Magistrate of the First Class or before a Notary Public. The affidavit shall be prepared in a non judicial stamp paper of Rs.20/- (Rupees twenty only).
3. All columns should be filled up and no column to be left blank. If there is no information to furnish in respect of any item, either "Nil" or "Not applicable", as the case may be, should be mentioned.
4. The Affidavit should be either typed or written legibly and neatly".

HARMANDER SINGH,
Principal Secretary to Government.