



ABSTRACT

Rules – The Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Delimitation of Wards or Divisions and Reservations) Rules, 1996 - Amendments – Issued.

Municipal Administration and Water Supply (Election) Department.

G.O.(Ms.) No.124

DATED: 7.9.2011

READ:

- 1 G.O. Ms. No. 136, Municipal Administration and Water Supply (Election) Department, dated 11.6.1996.
- 2 G.O. Ms. No. 85, Municipal Administration and Water Supply (Election) Department, dated 18.6.2001.
- 3 G.O. Ms. No. 75, Municipal Administration and Water Supply (Election) Department, dated 1.9.2006.
- 4 From the Director of Town Panchayats, Letter.Na.ka.No.4176/2011/C.3, dated 22.8.2011.
- 5 From the Commissioner of Municipal Administration Letter. Roc No. 25347 /M3 /2011, dated, 26.8.2011

ORDER:-

The Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Delimitation of Wards or Divisions and Reservations) Rules, 1996 have been issued in the Government Order first read above.

2. As per rule 5 of the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Delimitation of Wards or Divisions and Reservations) Rules, 1996, issued in the Government Order, first read above and as amended by the Government Order, second read above, the reservation made for the persons belonging to the Scheduled Castes, Scheduled Tribes and Women in the offices of Chairman of Town Panchayats, Municipalities and the Mayor of Corporations, shall be followed for two full terms, namely ten years, and rotated thereafter at every ten years interval, based on the next higher percentage of population of respective groups.

3. The Director of Town Panchayats in his letter fourth read above has stated that, during the last ordinary election in 2006, there were 561 Town Panchayats in the State. In the recent expansion of Corporations and Municipalities taken up during 2010-2011, 30 Town Panchayats have been merged with various Corporations and Municipalities, which will take effect with the ensuing ordinary elections to be held in September-October 2011 and 2 Town Panchayats have been upgraded as Municipalities.

4. The Director of Town Panchayats has stated that consequent to the reduction in number of town panchayats from 561 to 529, 2 Offices of the

Chairpersons of Town Panchayats reserved for Scheduled Castes (General), 1 Office reserved for Scheduled Castes (Women) and 3 Offices reserved for Women (General), a total 6 offices of Chairpersons of Town Panchayats having the least percentage of such reserved category will have to be de-reserved. The Director of Town Panchayats has sought the orders of the Government in this regard, in the light of the provisions of the said rule 5 of the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Delimitation of Wards or Divisions and Reservations) Rules, 1996.

5. The Commissioner of Municipal Administration in his letter fourth read above has stated that, after the 2006 ordinary elections to the Local Bodies, 8 Municipal Corporations of Chennai, Coimbatore, Tiruchirappalli, Madurai, Tiruppur, Erode, Vellore, Thoothukudi and 8 Municipalities of Kancheepuram, Tirupathur, Villupuram, Hosur, Namakkal, Karur, Pudukottai, Nagercoil have been expanded by adding nearby Municipalities/ Town Panchayats/ Village Panchayats. Accordingly, 25 Municipalities, 30 Town Panchayats and 96 Village Panchayats have been merged with the said 16 Urban Local Bodies. The changes in respect of the number and category of the Urban Local Bodies, is summarized as below:

Year of election	No. of Corporations		No. of Municipalities		No. of Grade III Municipalities		No. of Town Panchayats	
	2006	2011	2006	2011	2006	2011	2006	2011
	6	10	102	125	49	Nil	561	529

6. The Commissioner of Municipal Administration has stated that, in view of the inclusion of nearby Municipalities, Town Panchayats and Village Panchayats with the said 16 Urban Local Bodies, the strength of the said councils have been upwardly revised based on the 2001 Population Census figures and consequently, delimitation has also been done taking into account 2001 census figures.

7. The Commissioner of Municipal Administration has further stated that, in respect of the remaining 2 Corporations and 117 Municipalities the existing strength of wards/divisions and territorial areas of the said wards/divisions will be continued, as such. Further, the Commissioner of Municipal Administration has stated that, the reservation of seats for SC/ST/Women in respect of the Wards or Divisions can be the same as was followed in 2006 elections in respect of the all the Urban Local Bodies except the said 16 Urban Local Bodies which have recently been expanded and in the said 16 Urban Local Bodies, the methodology of reservation as was followed in 2006 elections for fixing reservations for SC/ST/Women can be followed.

8. The Commissioner of Municipal Administration has stated that, but for the changes in the territorial areas of the 16 expanded Urban Local Bodies and changes in respect of the number and category of the Urban Local Bodies, consequent to the said expansions, the reservations made in 2006 elections shall have to be continued in 2011 elections as well, as per the existing provisions. However, in view of the change in territorial areas of the 16 Urban Local Bodies and changes in respect of the number and category of the Urban Local Bodies, consequent to the expansions, there is a need to make reservation afresh, in respect of the seats reserved for the Scheduled Castes, Scheduled Tribes and Women in the said 16 Urban Local Bodies and the offices of Mayor of Corporations and offices of Chairperson of the Municipalities and Town Panchayats, reserved for the Scheduled Castes, Scheduled Tribes and Women.

9. Accordingly, the Commissioner of Municipal Administration has proposed necessary amendments to rules 4 and 5 of the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Delimitation of Wards or Divisions and Reservations) Rules, 1996.

10. The Government, after careful examination of the above proposal of the Commissioner of Municipal Administration have decided to accept the same and ordered accordingly.

11. The appended Notification will be published in the Tamil Nadu Government Gazette Extraordinary, dated the 7th September, 2011.

(BY ORDER OF THE GOVERNOR)

**S. KARUTHIAH PANDIAN
SECRETARY TO GOVERNMENT**

To

The Works Manager, Government Central Press,
Chennai-79 (to publish the Notification in the *Tamil Nadu Government Gazette* Extraordinary and to send 300 copies of the Gazette).

The Secretary, Tamil Nadu State Election Commission, Chennai-106.

The Commissioner of Municipal Administration, Chennai-5.

The Commissioner, Corporation of Chennai, Chennai – 3.

The Director of Town Panchayats, Chennai – 108.

Commissioners/Executive Officers of Urban Local Bodies (Through the Heads of Department concerned)

Copy to:-

The Law (MA&WS – Scrutiny) Department, Chennai-9.

Municipal Administration and Water Supply (OP-II) Department, Chennai-9.

//Forwarded by Order//

Section Officer.

APPENDIX.

NOTIFICATION.

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) and section 430 of the Coimbatore City Municipal Corporation Act, 1981 (Tamil Nadu Act 25 of 1981), read with section 8 of the Tiruchirapalli 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), section 8 of the Salem City Municipal Corporation Act, 1994 (Tamil Nadu Act 29 of 1994), section 8 of the Tiruppur City Municipal Corporation Act, 2008 (Tamil Nadu Act 7 of 2008), section 8 of the Erode City Municipal Corporation Act, 2008 (Tamil Nadu Act 8 of 2008), section 8 of the Vellore City Municipal Corporation Act, 2008 (Tamil Nadu Act 26 of 2008) and section 8 of the Thoothukudi City Municipal Corporation Act, 2008 (Tamil Nadu Act 27 of 2008), the Governor of Tamil Nadu, hereby makes the following amendments to the Tamil Nadu Town Panchayats, Third Grade Municipalities, Municipalities and Corporations (Delimitation of Wards or Divisions and Reservations) Rules, 1996 :-

AMENDMENTS.

In the said Rules,-

(1) in rule 2, in clause (1), after the expression, "in respect of Salem City Municipal Corporation", the following expression shall be inserted, namely:-

"the Tiruppur City Municipal Corporation Act, 2008 (Tamil Nadu Act 7 of 2008) in respect of Tiruppur City Municipal Corporation, the Erode City Municipal Corporation Act, 2008 (Tamil Nadu Act 8 of 2008) in respect of Erode City Municipal Corporation, the Vellore City Municipal Corporation Act, 2008 (Tamil Nadu Act 26 of 2008) in respect of Vellore City Municipal Corporation and the Thoothukudi City Municipal Corporation Act, 2008 (Tamil Nadu Act 27 of 2008) in respect of Thoothukudi City Municipal Corporation";

(2) in rule 4, to sub-rule (4), the following proviso shall be added, namely:-

"Provided that, notwithstanding anything contained in this sub-rule, where there is any alteration in the territorial area of a Town Panchayat, Third Grade Municipality, Municipality or Municipal Corporation, as the case may be, before completion of two full terms of the municipal council of the respective urban local body specified in this sub-rule, the reservation of seats as prescribed in sub-rules (1) to (3) shall be made afresh for the next ordinary election to the municipal council of such urban local body"; and

(3) in rule 5,-

(i) the existing provision shall be numbered as sub-rule (1);

(ii) in sub-rule (1), as so numbered, the second paragraph shall be numbered as sub-rule (2);

(iii) to sub-rule (2), as so numbered, the following proviso shall be added, namely:-

"Provided that, notwithstanding anything contained in this sub-rule, where there is any alteration in the total number of Town Panchayats, Third Grade Municipalities, Municipalities or Municipal Corporations, as the case may be, before completion of two full terms of the offices of Chairman or Mayor of the respective urban local body specified in this sub-rule, the reservation of such offices as prescribed in sub-rule (1) shall be made afresh for the next ordinary elections to such urban local body."

**S. KARUTHIAH PANDIAN
SECRETARY TO GOVERNMENT**

//True copy//

Section Officer.