



ABSTRACT

Municipal Council – Gudiyatham Municipal Council – Removal of Chairman
Under section 40-A (12) of Tamil Nadu District Municipalities Act, 1920 –
Notification – Issued.

Municipal Administration and Water Supply (MA.V) Department

G.O.(D) No. 528

Dated : 10.12.2009

Read :

- 1) From the Director of Municipal Administration, Letter Na.Ka.No.51019/2009/113, dated : 26.10.2009.
- 2) From the Regional Director of Municipal Administration, Vellore Roc. No. 6587/2007/A4, dated 21.10.2009..

ORDER :

On 22.09.2009 Twenty Councillors of Gudiyatham Municipal Council presented a notice of "No Confidence Motion" against Thiru R.S.Sivaprakasam, Chairman, Gudiyatham Municipal Council to Regional Director of Municipal Administration, Vellore. The notice of "No Confidence Motion" was signed by thirty Councillors. The Regional Director of Municipal Administration, Vellore following the procedures laid down in section 40-A of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920), conducted a special meeting of the Council on 21.10.2009 at 11.00 A.M. to consider the motion. On that day the motion was put up to vote. Out of 36 Councillors (including Chairman), (1 post of Councillor is vacant in ward No.14) 31 Municipal Councillors were present and have signed in the attendance register. Out of 31 Councillors who were present, 29 Councillors voted in favour of the motion. Whereas two Municipal Councillors Thiru.R.S. Sivaprakasam, Ward No.17 and Thiru S. Mohan, Ward No.33 voted against the motion. 4 Municipal Councillors (Ward Numbers 12,13,15 and 18) were absent for the meeting. Therefore, the "No confidence Motion", was declared passed. The said motion has been passed by more than four-fifth of the sanctioned strength of the Council with reference to section 40-A (12) of the Tamil Nadu District Municipalities Act,1920 (Tamil Nadu Act V of 1920). In the circumstances, the Regional Director of Municipal Administration, Vellore has forwarded a copy of the minutes of the meeting together with a copy of the motion and the result of the voting thereon to the Government through the Director of Municipal Administration for necessary action on the Resolution of the Municipal Council of Gudiyatham, to remove Thiru. R.S.Sivaprakasam from the Chairmanship of Gudiyatham Municipal Council.

2) The Government have examined the report forwarded by the Regional Director of Municipal Administration, Vellore through the Director of Municipal Administration with reference to the provisions of section 40- A of the said Act and direct that the following notification shall be published in the Tamil Nadu Government Gazette Extraordinary dated the 10th December 2009 :-

NOTIFICATION

Whereas a written notice of intention to make a motion expressing want of confidence in Thiru.R.S.Sivaprakasam, Chairman, Gudiyatham Municipal Council signed by thirty Councillors of the said Municipal Council out of the sanctioned strength of thirty six members (1 post of Councillor is vacant in Ward No.14) of the said Council together with a copy of the motion proposed to be made have been delivered to the Regional Director of Municipal Administration, Vellore, in person by twenty Councillors under the provisions of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920) ;

And whereas the said motion expressing want of confidence in Thiru.R.S. Sivaprakasam, has been carried with the support of twenty nine members which is more than the four-fifth of the sanctioned strength of thirty six members, in the meeting convened by the Regional Director of Municipal Administration, Vellore on the 21st October 2009, after following the procedures specified in section 40-A of the said Act ;

Now, therefore, in exercise of the powers conferred by sub-section (12) of section 40-A of the Tamil Nadu District Municipalities Act, 1920 (Tamil Nadu Act V of 1920), the Governor of Tamil Nadu hereby removes Thiru.R.S.Sivaprakasam, Chairman, Gudiyatham Municipal Council, from the office of Chairman of the said Municipal Council.

//BY ORDER OF THE GOVERNOR//

NIRANJAN MARDI,
SECRETARY TO GOVERNMENT.

To

The Works Manager, Government Central Press, Chennai-600 079.

(To publish the notification in the TNGG Extraordinary)

✓ Thiru.R.S. Sivaprakasam, Chairman, Gudiyatham Municipality, Gudiyatham (through RDMA, Vellore)

The Director of Municipal Administration, Chennai-600 005.

The Regional Director of Municipal Administration, Vellore

The Municipal Commissioner, Gudiyatham Municipality, Gudiyatham.

The District Collector, Vellore District, Vellore.

Copy to : The Senior Personal Assistant to the Honorable Deputy Chief Minister, Chennai-600 009.

The Personal Secretary to the Secretary to Government, Municipal Administration and Water Supply Department, Chennai-600 009.

The Law (MA&WS -Scrutiny) Department, Chennai-600 009.

The Municipal Administration and Water Supply (OP.II/Election) Department, Chennai- 600 009.

SC/SF

//Forwarded by order//


SECTION OFFICER. 10/12/09