

Dated 9 March, 1986.

No. 371/LD/Leg (A)/86. The following Act of the Assembly received the assent of the President on 5th day of March, 1986, is hereby published for general information.

(ACT XI OF 1986)

AN

ACT

to amend the Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowances and Privileges of members Act, 1975

WHEREAS it expedient to amend the Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowance and Privileges of Members) Act, 1975 (Act XX of 1975);

It is hereby enacted as follows: -

1. Short title and Commencement.- (1) This Act may be called Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowances and Privileges of members Amendment Act, 1986

(2) It shall come into force at once and shall be deemed to have taken effect on and from the fifteenth day of June, 1985.

2. Amendment of Section 3, Act XX of 1975.- In the Azad Jammu and Kashmir Legislative Assembly (Salaries, Allowances and privileges of members) Act, 1975 (Act XX of 1975) hereinafter referred to as the said Act, in Section 3, for the words "one thousand" wherever occurring, the words "two thousand" shall be substituted.

3. Amendment of Section 4, Act XX of 1975.- In the said Act, for section 4, the following shall be substituted, namely:-

"4, Daily allowance and conveyance allowance. — A member shall be entitled to receive a daily allowance at the rate of one hundred and fifty rupees and conveyance allowance at the rate of one hundred rupees per diem for the period of residence on duty and for the day of arrival and the day of departure the place where a session of the Assembly or a meeting of a Committee is held or where any other business connected with his duties as such Member transacted."

4. Amendment of Section 5, Act XX of 1975.- In the said Act, in Section 5, in sub-section (1) for clause (c) the following shall be substituted, namely:-

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where the journey or any part thereof is performed by road, the fare at the rate admissible to officers of category T according to the Jammu and Kashmir T.A. rules:

Provided that if the journey is performed by personal borrowed or hired Car, the mileage allowance shall be two rupees per kilometer:

Provided further that no traveling allowance shall be admissible for journeys made during a session between the place where the session is held and any other place:

Provided further that a Member who ordinarily residence carries on business at any place within five miles of the place at which his attendance is required in connection with his duties as a Member shall not be entitled to traveling allowance.

Amendment of Section 7, Act XX of 1975.- In the said Act, in Section 7.-

(i)

(ii)

in sub-section (1) the words “and on payment of such charges as Government may determine” shall be omitted; and

for sub-section (2) the following shall be substituted namely.-

(2) A member shall be paid a subsidy at the rate of rupees three hundred per diem for the period of residence on duty”

Amendment of Section 10, Act XX of 1975.- In the said Act, in Section 10, for the words “one hundred and fifty” wherever occurring the words “free hundred” shall be substituted.

Addition of Section 10 A & B, Act XX of 1975.- In the said

Act, after Section 10, the following new Sections 10-A and B shall be added.

“10. A. Office Maintenance Allowance. A member shall be

entitled to receive an office maintenance allowance at the rate of five hundred rupees per months.

Compensation in case of Accidents.- (1) If a member

during his tenure of term, dies, or receives any injury as a result of an accident or by violence, the Government shall pay to the person referred to in subsection (2) a sum of Rupees One Lac twenty five thousand, in case of death, and an amount to be determined by the Government having regard to scales of compensation applied by insurance companies in like cases, in case of injury.

(2) The compensation shall be payable incase of injury to the member and in case of death, to such member or members of his family or if there be no such member, any other person or persons as may be nominated by him in this behalf or, in the absence of such nomination to his heirs.

(3) A nomination under clause(ii) may be made, revoked or altered by a notice in writing signed by the member and addressed to the Secretary Azad Jammu and Kashmir Legislative Assembly.”

Amendment of Section 11, Act XX of 1975.- In the said Act, in Section 11.

(i) in clause (a), for the words “one thousand” the words “two thousand” shall be substituted; and

(ii) in clause (e), the following provision shall be added:

“Provided that the Leader of the Opposition shall be entitled to the subsidy according to the rate mentioned in sub-section (2) of Section 7:

“Provided further that if the Leader of the Opposition chooses not to avail himself of Government accommodation or Government arranged accommodation or to get subsidy, he shall be paid house rent allowance at the rate of Rs. 5000/- per mensem, respective of the act whether he resides at Muzaffarbad in his own house or in a rented house or elsewhere.”

Sd/-

(Syed Atta Mohy-ud-Din Qadri)
Deputy Secretary Law.