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मध्यप्रदेश राजपत्र

प्राधिकार से प्रकाशित

क्रमांक 26]

भोपाल, शुक्रवार, दिनांक 24 जून 2016—आषाढ़ 3, शक 1938

भाग ४

विषय-सूची

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|----------------------------|-------------------------------|----------------------------------|
| (क) (1) मध्यप्रदेश विधेयक, | (2) प्रवर समिति के प्रतिवेदन, | (3) संसद में पुरःस्थापित विधेयक. |
| (ख) (1) अध्यादेश, | (2) मध्यप्रदेश अधिनियम, | (3) संसद के अधिनियम. |
| (ग) (1) प्रारूप नियम, | (2) अन्तिम नियम. | |

भाग ४ (क)—कुछ नहीं

भाग ४ (ख)

अध्यादेश

विधि और विधायी कार्य विभाग

Bhopal, the 14th June 2016

No. 156-XXI-A(Dr.).—The following Ordinance promulgated by the President of India published in the Gazette of India, Extra-ordinary, Part II, Section I, dated the 31st May, 2016 is hereby republished for general information.

By order and in the name of the Governor of Madhya Pradesh,
RAJESH YADAV, Addl. Secy.

MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 31st May, 2016 / Jyaistha 10, 1938 (Saka)

THE ENEMY PROPERTY (AMENDMENT AND VALIDATION) THIRD ORDINANCE, 2016
No. 6 OF 2016

Promulgated by the President in the Sixty-seventh Year of the Republic of India.

An Ordinance further to amend the Enemy Property Act, 1968 and the Public Premises (Eviction of Unauthorised Occupants) Act, 1971.

WHEREAS the Enemy Property (Amendment and Validation) Ordinance, 2016 was promulgated by the President on the 7th day of January, 2016;

AND WHEREAS the Enemy Property (Amendment and Validation) Bill, 2016 to replace the Enemy Property (Amendment and Validation) Ordinance, 2016 has been passed by the House of the People and is pending in the Council of States;

AND WHEREAS the Enemy Property (Amendment and Validation) Bill, 2016 has been referred to the Select Committee of the Rajya Sabha for its examination and report;

AND WHEREAS the Enemy Property (Amendment and Validation) Second Ordinance was promulgated by the President on the 2nd April, 2016;

AND WHEREAS the Select Committee submitted its Report, along with the Enemy Property (Amendment and Validation) Bill, 2016 incorporating therein the amendments decided by the Committee on the 6th May, 2016;

AND WHEREAS the Enemy Property (Amendment and Validation) Bill, 2016, as reported by the Select Committee, could not be taken up for consideration and passing in the Council of States;

AND WHEREAS the Enemy Property (Amendment and Validation) Second Ordinance, 2016 will cease to operate on the 5th day of June, 2016;

AND WHEREAS it is considered necessary to give continued effect to the provisions of the Enemy Property (Amendment and Validation) Second Ordinance, 2016 along with the amendments as decided by the Select Committee;

AND WHEREAS Parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:--

Short title and commencement.

1. (1) This Ordinance may be called the Enemy Property (Amendment and Validation) Third Ordinance, 2016.

(2) Save as otherwise provided, it shall be deemed to have come into force on the 7th day of January, 2016.

Amendment of
section 2.

2. On and from the date of commencement of the Enemy Property Act, 1968 (hereinafter referred to as the principal Act), in section 2, 34 of 1968.

(i) in clause (b),-

(I) for the words "an enemy subject", the words "an enemy subject including his legal heir and successor whether or not a citizen of India or the citizen of a country which is not an enemy or the enemy, enemy subject or his legal heir and successor who has changed his nationality" shall be substituted and shall always be deemed to have been substituted;

(II) for the words "an enemy firm", the words "an enemy firm, including its succeeding firm whether or not partners or members of such succeeding firm are citizens of India or citizens of a country which is not an enemy or such firm which has changed its nationality" shall be substituted and shall always be deemed to have been substituted;

(III) for the words "does not include a citizen of India", the words "does not include a citizen of India other than those citizens of India, being the legal heir and successor of the "enemy" or "enemy subject" or "enemy firm" ' shall be substituted and shall always be deemed to have been substituted;

(IV) the following *Explanations* shall be inserted and shall always be deemed to have been inserted at the end, namely:-

Explanation 1.—For the purposes of this clause, the expression "does not include a citizen of India" shall exclude and shall always be deemed to have been excluded those citizens of India, who are or have been the legal heir and successor of an "enemy" or an "enemy subject" or an "enemy firm" which or who has ceased to be an enemy due to death, extinction, winding up of business or change of nationality or that the legal heir and successor is a citizen of India or the citizen of a country which is not an enemy.

Explanation 2.— For the purposes of this clause, it is hereby clarified that nothing contained in this Act shall affect any right of the legal heir and successor referred to in this clause (not being inconsistent to the provisions of this Act) which have been conferred upon him under any other law for the time being in force.’;

(ii) in clause (c), in the proviso,

(I) after the words “dies in the territories to which this Act extends”, the words “or dies in any territory outside India” shall be inserted and shall always be deemed to have been inserted;

(II) the following *Explanations* shall be inserted and shall always be deemed to have been inserted at the end, namely:

Explanation 1. For the purposes of this clause, it is hereby clarified that “enemy property” shall, notwithstanding that the enemy or the enemy subject or the enemy firm has ceased to be an enemy due to death, extinction, winding up of business or change of nationality or that the legal heir and successor is a citizen of India or the citizen of a country which is not an enemy, continue and always be deemed to be continued as an enemy property.

Explanation 2.—For the purposes of this clause, the expression “enemy property” shall mean and include and shall be deemed to have always meant and included all rights, titles and interest in, or any benefit arising out of, such property.’

Amendment of section 5.

3. On and from the date of commencement of the principal Act, in section 5, after sub-section (2), the following shall be inserted, and shall always be deemed to have been inserted, namely:—

‘(3) The enemy property vested in the Custodian shall, notwithstanding that the enemy or the enemy subject or the enemy firm has ceased to be an enemy due to death, extinction, winding up of business or change of nationality or that the legal heir and successor is a citizen of India or the citizen of a country which is not an enemy, continue to remain, save as otherwise provided in this Act, vested in the Custodian.

Explanation.—For the purposes of this sub-section, “enemy property vested in the Custodian” shall include and shall always be deemed to have been included all rights, titles, and interest in, or any benefit arising out of, such property vested in him under this Act.’

Insertion of new section 5A.

4. After section 5 of the principal Act, the following section shall be inserted, namely:—

Issue of certificate by Custodian.

“5A. The Custodian may, after making such inquiry as he deems necessary, by order, declare that the property of the enemy or the enemy subject or the enemy firm described in the order, vests in him under this Act and issue a certificate to this effect and such certificate shall be the evidence of the facts stated therein.”

Insertion of new section 5B.

5. On and from the date of commencement of the principal Act, after section 5A (as inserted by section 4 of Enemy Property (Amendment and Validation) Ordinance, 2016, the following shall be inserted and shall always be deemed to have been inserted, namely:—

‘5B. Nothing contained in any law for the time being in force relating to succession or any custom or usage governing succession of property shall apply in relation to the enemy property under this Act and no person (including his legal heir and successor) shall have any right and shall be deemed not to have any right (including all rights, titles and interests or any benefit arising out of such property) in relation to such enemy property.

Law of succession or any custom or usage not to apply to enemy property.

Explanation.—For the purposes of this section, the expressions “custom” and “usage” signify any rule which, having been continuously and uniformly observed for a long time, has obtained the force of law in the matters of succession of property.’

6. On and from the date of commencement of the principal Act, for section 6 of the principal Act, the following section shall be substituted and shall always be deemed to have been substituted, namely:

Amendment of section 6.

“6. (1) No enemy or enemy subject or enemy firm shall have any right and shall never be deemed to have any right to transfer any property vested in the Custodian under this Act, whether before or after the commencement of this Act and any transfer of such property shall be void and shall always be deemed to have been void.

Prohibition to transfer any property vested in Custodian by an enemy, enemy subject or enemy firm.

(2) Where any property vested in the Custodian under this Act had been transferred, before the commencement of the Enemy Property (Amendment and Validation) Third Ordinance, 2016, by an enemy or enemy subject or enemy firm and such transfer has been declared, by an order, made by the Central Government, to be void, and the property had been vested or deemed to have been vested in the Custodian [by virtue of the said order made under section 6, as it stood before its substitution by section 6 of the Enemy Property (Amendment and Validation) Third Ordinance, 2016] such property shall, notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority, continue to vest or be deemed to have been vested in the Custodian and no person (including an enemy or enemy subject or enemy firm) shall have any right or deemed to have any right (including all rights, titles and interests or any benefit arising out of such property) over the said property vested or deemed to have been vested in the Custodian.”

Amendment of section 8.

7. In section 8 of the principal Act,

(i) On and from the date of commencement of the principal Act, for sub-section (1), the following sub-section shall be substituted and shall always be deemed to have been substituted, namely:

“(1) With respect to the property vested in the Custodian under this Act, the Custodian may take or authorise the taking of such measures as he considers necessary or expedient for preserving such property till it is disposed of in accordance with the provisions of this Act.”;

(ii) in sub-section (2),---

(a) after clause (i), the following clause shall be inserted, namely:—

“(ia) fix and collect the rent, standard rent, lease rent, licence fee or usage charges, as the case may be, in respect of enemy property;

(b) after clause (iv), the following clause shall be inserted, namely:—

“(iva) secure vacant possession of the enemy property by evicting the unauthorised or illegal occupant or trespasser and remove unauthorised or illegal constructions, if any;”.

Insertion of
new section
8A.

8. After section 8 of the principal Act, the following section shall be inserted, namely:—

Sale of
property by
Custodian.

“8A.(1) Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority or any law for the time being in force, the Custodian may, within such time as may be specified by the Central Government in this behalf, dispose of whether by sale or otherwise, as the case may be, with prior approval of the Central Government, by general or special order, enemy properties vested in him immediately before the date of commencement of the Enemy Property (Amendment and Validation) Third Ordinance, 2016 in accordance with the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016.

(2) The Custodian may, for the purpose of disposal of enemy property under sub-section (1), make requisition of the services of any police officer to assist him and it shall be the duty of such officer to comply with such requisition.

(3) The Custodian shall, on disposal of enemy property under sub-section (1) immediately deposit the sale proceeds into the Consolidated Fund of India and intimate details thereof to the Central Government.

(4) The Custodian shall send a report to the Central Government at such intervals, as it may specify, for the enemy properties disposed of under sub-section (1), containing such details, (including the price for which such property has been sold and the particulars of the buyer to whom the properties have been sold or disposed of and the details of the proceeds of sale or disposal deposited into the Consolidated Fund of India) as it may specify.

(5) The Central Government may, by general or special order, issue such directions to the Custodian on the matters relating to disposal of enemy property under sub-section (1) and such directions shall be binding upon the Custodian and the buyer of the enemy properties referred to in that sub-section and other persons connected to such sale or disposal.

(6) The Central Government may, by general or special order, make such guidelines for disposal of enemy property under sub-section (1).

(7) Notwithstanding anything contained in this section, the Central Government may direct that disposal of enemy property under sub-section (1) shall be made by any other authority or Ministry or Department instead of Custodian and in that case all the provisions of this section shall apply to such authority or Ministry or Department in respect of disposal of enemy property under sub-section (1).

(8) Notwithstanding anything contained in sub-sections (1) to (7), the Central Government may deal with or utilise the enemy property in such manner as it may deem fit.”

Insertion of
new section
10A.

Power to issue
certificate of
sale.

9. After section 10 of the principal Act, the following section shall be inserted, namely:—

“10A.(1) Where the Custodian proposes to sell any enemy immovable property vested in him, to any person, he may on receipt of the sale proceeds of such property, issue a certificate of sale in favour of such person and such certificate of sale shall, notwithstanding the fact that the original title deeds of the property have not been handed over to the

transferee, be valid and conclusive proof of ownership of such property by such person.

(2) Notwithstanding anything contained in any law for the time being in force, the certificate of sale, referred to in sub-section (1), issued by the Custodian shall be a valid instrument for the registration of the property in favour of the transferee and the registration in respect of enemy property for which such certificate of sale had been issued by the Custodian, shall not be refused on the ground of lack of original title deeds in respect of such property or for any such other reason.”

Amendment of section 11.

10. In section 11 of the principal Act, after sub-section (2), the following sub-section shall be inserted, namely:—

5 of 1908.

“(3) The Custodian, Deputy Custodian or Assistant Custodian shall have, for the purposes of exercising powers or discharging his functions under this Act, the same powers as are vested in a civil court under the Code of Civil Procedure, 1908, while dealing with any case under this Act, in respect of the following matters, namely:—

(a) requiring the discovery and inspection of documents;

(b) enforcing the attendance of any person, including any officer dealing with land, revenue and registration matters, banking officer or officer of a company and examining him on oath;

(c) compelling the production of books, documents and other records; and

(d) issuing commissions for the examination of witnesses or documents.”

11. In section 17 of the principal Act, in sub-section (1), for the words “two per centum”, at both the places where they occur, the words “five per centum” shall be substituted.

Amendment of section 17.

12. For section 18 of the principal Act, the following section shall be substituted, namely:

Substitution of new section for section 18.

“18. The Central Government may, on receipt of a representation from a person, aggrieved by an order vesting a property as enemy property in the Custodian within a period of thirty days from the date of receipt of such order or from the date of its publication in the Official Gazette, whichever is earlier and after giving a reasonable opportunity of being heard, if it is of the opinion that any enemy property vested in the Custodian under this Act and remaining with him was not an enemy property, it may by general or special order, direct the Custodian that such property vested as enemy property in the Custodian may be transferred to the person from whom such property was acquired and vested in the Custodian.”

Transfer of property vested as enemy property in certain cases.

13. On and from the date of commencement of the principal Act, after section 18 [as substituted by section 12 of Enemy Property (Amendment and Validation) Ordinance, 2016], the following section shall be inserted and shall always be deemed to have been inserted, namely:

Insertion of new section 18A.

Ord. 1 of 2016.

Income not liable to be returned.

“18A. Any income received in respect of the enemy property by the Custodian shall not, notwithstanding that such property had been transferred by way of sale under section 8A or section 18, as the case may be, to any other person, be returned or liable to be returned to such person or any other person.”

Insertion of new sections 18B and 18C.

14. After section 18A of the principal Act [as inserted by section 13 of the Enemy Property (Amendment and Validation) Ordinance, 2016], the following sections shall be inserted, namely:

Ord. 1 of 2016.

Exclusion of jurisdiction of Civil Courts.

18B. Save as otherwise provided in this Act, no civil court or authority shall have jurisdiction to entertain any suit or proceedings in respect of any property, subject matter of this Act, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016, or any action taken by the Central Government or the Custodian in this regard.

Appeal to
High Court.

18C. Any person aggrieved by an order of the Central Government under section 18 of this Act, may, within a period of sixty days from the date of communication or receipt of the order, file an appeal to the High Court on any question of fact or law arising out of such orders, and upon such appeal the High Court may, after hearing the parties, pass such orders thereon as it thinks proper:

Provided that the High Court may, if it is satisfied that the appellant was prevented by sufficient cause from filing an appeal within the said period, allow it to be filed within a further period not exceeding sixty days.

Explanation.— In this section, “High Court” means the High Court of a State or Union territory in which the property referred to in section 18 is situated.”

Amendment
of section 20.

15. In section 20 of the principal Act, for the words “five hundred rupees” at both the places where they occur, the words “ten thousand rupees” shall be substituted.

Amendment
of section 22.

16. On and from the date of commencement of the principal Act, in section 22 of the principal Act, after the words “for the time being in force”, the brackets and words “(including any law of succession or any custom or usage in relation to succession of property)” shall be inserted and shall always be deemed to have been inserted.

Insertion of
new section
22A.

17. After section 22 of the principal Act, the following section shall be inserted and shall always be deemed to have been inserted with effect from the 2nd July, 2010, namely:

Validation.

“22A. Notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority,

(a) the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016, shall have and shall always be deemed to have effect for all purposes as if the provisions of this Act, as amended by the said

Ordinance, had been in force at all material times;

(b) any enemy property divested from the Custodian to any person under the provisions of this Act, as it stood immediately before the commencement of the Enemy Property (Amendment and Validation) Third Ordinance, 2016, shall stand transferred to and vest or continue to vest, free from all encumbrances, in the Custodian in the same manner as it was vested in the Custodian before such divesting of enemy property under the provisions of this Act, as if the provisions of this Act, as amended by the aforesaid Ordinance, were in force at all material times;

(c) no suit or other proceedings shall, without prejudice to the generality of the foregoing provisions, be maintained or continued in any court or tribunal or authority for the enforcement of any decree or order or direction given by such court or tribunal or authority directing divestment of enemy property from the Custodian vested in him under section 5 of this Act, as it stood before the commencement of the Enemy Property (Amendment and Validation) Third Ordinance, 2016, and such enemy property shall continue to vest in the Custodian under section 5 of this Act, as amended by the aforesaid Ordinance, as the said section, as amended by the aforesaid Ordinance was in force at all material times;

(d) any transfer of any enemy property, vested in the Custodian, by virtue of any order of attachment, seizure or sale in execution of decree of a civil court or orders of any tribunal or other authority in respect of enemy property vested in the Custodian which is contrary to the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016, shall be deemed to be null and void and notwithstanding such transfer, continue to vest in the Custodian under this Act.”

18. In section 23 of the principal Act, in sub-section (2), clause (d) shall be omitted.

Amendment of section 23.

Power to
remove
difficulties.

19. (1) If any difficulty arises in giving effect to the provisions of the principal Act, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016, the Central Government may, by order, published in the Official Gazette, make such provisions not inconsistent with the provisions of this Act, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016, or the Public Premises (Eviction of Unauthorised Occupants) Act, 1971, as amended by the Enemy Property (Amendment and Validation) Third Ordinance, 2016, as may appear to be necessary for removing the difficulty: 40 of 1971.

Provided that no such order shall be made under this section after the expiry of two years from the date on which the Bill replacing the Enemy Property (Amendment and Validation) Third Ordinance, 2016, receives the assent of the President.

(2) Every order made under this section shall be laid, as soon as may be after it is made, before each House of Parliament.

Amendment of
sections 2 and
3 of Act 40 of
1971.

20. In the Public Premises (Eviction of Unauthorised Occupants) Act, 1971,---

(a) in section 2, in clause (e), after sub-clause (3), the following sub-clause shall be inserted, namely:

“(4) any premises of the enemy property as defined in clause (c) of section 2 of the Enemy Property Act, 1968.”; 34 of 1968.

(b) in section 3, in clause (a),---

(i) in the second proviso, the word “and” shall be omitted;

(ii) after the second proviso, the following proviso shall be inserted, namely: ---

“Provided also that the Custodian, Deputy Custodian and Assistant Custodian of the enemy property appointed under section 3 of the Enemy

Property Act, 1968 shall be deemed to have been appointed as the Estate Officer in respect of those enemy property, being the public premises, referred to in sub-clause (4) of clause (e) of section 2 of this Act for which they had been appointed as the Custodian, Deputy Custodian and Assistant Custodian under section 3 of the Enemy Property Act, 1968.”

Ord. 4 of
2010.
34 of 1968.
40 of 1971.

21. Notwithstanding the cessation of the operation of the Enemy Property (Amendment and Validation) Ordinance, 2010, anything done or any action taken under the Enemy Property Act, 1968, or the Public Premises (Eviction of Unauthorised Occupants) Act, 1971, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2010, shall be deemed to have been done or taken under the corresponding provisions of those Acts, as amended by the Enemy Property (Amendment and Validation) Ordinance, 2010, as if the provisions of this Act, as amended by the said Ordinance had been in force at all material times.

Ord. 3 of
2016.

22. (1) The Enemy Property (Amendment and Validation) Second Ordinance, 2016 is hereby repealed.

Repeal and
saving.

34 of 1968.

(2) Notwithstanding such repeal, anything done or any action taken under the Enemy Property Act, 1968 as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the said Act, as amended by this Ordinance.

PRANAB MUKHERJEE,
President.

DR. G. NARAYANA RAJU,
Secretary to the Govt. of India.

MANOJ KUMAR
Digitally signed by
MANOJ KUMAR
Date: 2016.05.31
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भाग ४ (ग)**प्रारूप नियम****ऊर्जा विभाग**

मंत्रालय, वल्लभ भवन, भोपाल

भोपाल, दिनांक 14 जून 2016

सूचना

क्र. एफ-03-02-2011-तेरह.—मध्यप्रदेश विद्युत् शुल्क अधिनियम, 2012 (क्रमांक 17 सन् 2012) की अनुसूची में संशोधन का निम्नलिखित प्रारूप जिसे कि राज्य सरकार, उक्त अधिनियम की धारा 12 की उपधारा (1) द्वारा प्रदत्त शक्तियों को प्रयोग में लाते हुए बनाना प्रस्तावित करती है, उक्त अधिनियम की धारा 12 की उपधारा (1) के परन्तुक द्वारा अपेक्षित किए गए अनुसार उन समस्त व्यक्तियों की, जिनके कि उससे प्रभावित होने की संभावना है, जानकारी के लिए, एतद्द्वारा प्रकाशित किया जाता है और एतद्द्वारा यह सूचना दी जाती है कि इस सूचना के मध्यप्रदेश राजपत्र में प्रकाशन की तारीख से 30 दिन का अवसान होने के पश्चात् उक्त प्रारूप संशोधन पर विचार किया जाएगा।

ऐसी किसी भी आपत्ति या सुझाव पर, जो उक्त प्रारूप संशोधन के संबंध में किसी व्यक्ति से ऊपर विनिर्दिष्ट कालावधि का अवसान होने के पूर्व प्रमुख सचिव, मध्यप्रदेश शासन, ऊर्जा विभाग मंत्रालय, वल्लभ भवन, भोपाल को प्राप्त हों, राज्य सरकार द्वारा विचार किया जाएगा।

प्रारूप संशोधन

उक्त अधिनियम में, अनुसूची में, भाग-क में, कॉलम (4) में, अनुक्रमांक 4 के सामने, अंक "9" के स्थान पर, अंक "12" स्थापित किया जाए।

No. F-03-02/2011/XIII: The following draft of amendment in the schedule to the Madhya Pradesh Vidyut Shulk Adhiniyam, 2012 (No. 17 of 2012), which the State Government proposes to make in exercise of the powers conferred by sub-section (1) of section 12 of the said Act is, hereby, published as required by the proviso to sub-section (1) of section 12 of the said Act for the information of all persons likely to be affected thereby and notice is hereby given that the said draft of amendment shall be taken into consideration on the expiry of 30 days from the date of publication of this notice in the Madhya Pradesh Gazette.

Any objection or suggestion which may be received by the Principal Secretary, Government of Madhya Pradesh, Energy Department, Mantralaya, Vallabh Bhawan, Bhopal from any person with respect to the said draft of amendment before the expiry of the period specified above shall be considered by the State Government.

DRAFT AMENDMENT

In the said Act, in the schedule, in part-A, in column (4), against serial number 4, for the figure "9", the figure "12" shall be substituted.

क्रमांक एफ 13-20/2015/तेरह : विद्युत अधिनियम, 2003 (क्रमांक 36 सन् 2003) की धारा 180 की उपधारा (2) के खण्ड (ड) सहपठित धारा 161 द्वारा प्रदत्त शक्तियों को प्रयोग में लाते हुए, राज्य सरकार, एतद्वारा, निम्नलिखित नियम बनाती है, अर्थात् :-

नियम

1. संक्षिप्त नाम और प्रारम्भ :-

- (1) इन नियमों का संक्षिप्त नाम मध्य प्रदेश विद्युत दुर्घटनाओं की सूचना (प्रपत्र तथा नोटिस की तामील) नियम, 2016 है ।
- (2) ये नियम मध्य प्रदेश राजपत्र में उनके प्रकाशन की तारीख से प्रवृत्त होंगे।

2. परिभाषाएं :-

- (1) इन नियमों में, जब तक कि सन्दर्भ से अन्यथा अपेक्षित न हो, -
 - (क) "अधिनियम" से अभिप्रेत है, विद्युत अधिनियम, 2003 (क्रमांक 36 सन् 2003);
 - (ख) "प्ररूप" से अभिप्रेत है, इन नियमों के साथ संलग्न प्ररूप ;
 - (ग) "निरीक्षक" से अभिप्रेत है, अधिनियम की धारा 162 की उप धारा (1) के अधीन नियुक्त किए गए मुख्य विद्युत निरीक्षक अथवा विद्युत निरीक्षक (जिसमें सहायक/कनिष्ठ सहायक विद्युत निरीक्षक सम्मिलित हैं)।
- (2) उन शब्दों और अभिव्यक्तियों के, जो इन नियमों में प्रयुक्त हुए हैं किन्तु परिभाषित नहीं किए गए हैं, वे ही अर्थ होंगे जो अधिनियम में उनके लिए समनुदेशित किए गए हैं।

3. दुर्घटनाओं की सूचना :-

- (1) यदि विद्युत के उत्पादन, पारेषण, प्रदाय या उपयोग के संबंध में अथवा किसी व्यक्ति के इन से संशक्त विद्युत लाईनों के किसी हिस्से अथवा अन्य संकर्मों से कोई दुर्घटना होती है और ऐसी दुर्घटना के परिणामस्वरूप या उसके परिणाम की संभावना मानव अथवा पशु जीवन की हानि होना है अथवा मानव जीवन या किसी पशु को क्षति होना है, तो उत्पादक कम्पनी या अनुज्ञप्तिधारी का ऐसा व्यक्ति या कोई प्राधिकृत व्यक्ति जो कनिष्ठ अभियंता या समतुल्य श्रेणी से कम का न हो, घातक दुर्घटना की जानकारी मिलते ही 24 घण्टे के भीतर निरीक्षक को दूरभाष/फैक्स के माध्यम से सूचना देगा तथा इन नियमों से संलग्न प्ररूप में घातक तथा अन्य समस्त दुर्घटनाओं की जानकारी मिलने के 48 घण्टों के भीतर लिखित में प्रतिवेदन भेजेगा। जहां संभव हो वहां टेलीफोन संदेश अथवा ई-मेल भी दुर्घटना की जानकारी के संज्ञान में आते ही यथाशक्य शीघ्र उत्पादक कम्पनी/अनुज्ञप्तिधारी के प्राधिकृत अधिकारी या संबंधित अन्य व्यक्ति द्वारा निरीक्षक को तत्काल भेजना चाहिए।
- (2) दुर्घटना की सूचना देने के लिए, मुख्य विद्युत निरीक्षक, विद्युत निरीक्षक, जिला कलेक्टर, पुलिस स्टेशन, अग्निशमन केन्द्र एवं नजदीकी अस्पताल के दूरभाष नम्बर व फैक्स नम्बर, उत्पादन केन्द्र, स्विचिंग उपकेन्द्र या केन्द्र या उपकेन्द्र में, सहजदृश्य स्थान पर, प्रदर्शित किए जाएंगे तथा कार्यालय प्रभारी/मध्यम दाब (एम वी) या उच्च दाब (एच वी) या अति उच्च दाब (ई एच वी) की स्थापनाओं के स्वामी द्वारा संधारित किए जाएंगे :

परन्तु मुख्य विद्युत निरीक्षक के कार्यालय की वेबसाईट पर वे टेलीफोन नम्बर, वैकल्पिक नम्बर, फैक्स नम्बर तथा ई-मेल प्रदर्शित किए जाएंगे जिन पर कि दुर्घटनाओं की सूचना भेजा जाना अपेक्षित हो।

4. नियम के अननुपालन पर दंड :-

इन नियमों के उल्लंघन की दशा में, निरीक्षक द्वारा, अधिनियम की धारा 146 के अधीन उल्लंघनकर्ता के विरुद्ध सक्षम न्यायालय के समक्ष आवेदन प्रस्तुत किया जाएगा।

प्ररूप

(नियम 3 (1) देखिए)

विद्युत दुर्घटनाओं के प्रतिवेदन का प्ररूप

1. दुर्घटना का दिनांक तथा समय
2. दुर्घटना का स्थान
- (ग्राम/नगर, तहसील/थाना, जिला)
3. आपूर्ति का तंत्र तथा वोल्टेज (650 वोल्ट से अधिक/650 वोल्ट/250 वोल्ट लाइन, उपकेन्द्र/उत्पादन केन्द्र/सेवा लाईनें/उपभोक्ता के संस्थापन/अन्य संस्थापन)
4. उत्पादक कम्पनी/अनुज्ञापिधारी के उस प्रभारी अधिकारी का पदनाम जिसके क्षेत्रान्तर्गत दुर्घटना हुई हो.....
5. ऊर्जा के उस परिसर के स्वामी/उपयोगकर्ता का नाम, जिसके परिसर में दुर्घटना हुई हो
6. पीड़ित/पीड़ितों का विवरण (मानव/पशु).....

(क) मानव

अनुक्रमांक	नाम	पिता का नाम	स्त्री / पुरुष / ट्रांसजेंडर	डाक का पूरा पता	आयु लगभग	प्राण घातक या गैर-प्राण घातक
(1)	(2)	(3)	(4)	(5)	(6)	(7)

(ख) पशु

अनुक्रमांक	पशु/पशुओं का विवरण	संख्या	स्वामी/स्वामियों के नाम	स्वामी/स्वामियों के पते	प्राण घातक या गैर-प्राण घातक
(1)	(2)	(3)	(4)	(5)	(6)

7. यदि दुर्घटनाग्रस्त व्यक्ति आपूर्तिकर्ता का/के कर्मचारी हो/हों तो -

(क) ऐसे व्यक्ति/व्यक्तियों के पदनाम ।

(ख) हाथ में लिए गए कार्य का संक्षिप्त विवरण, यदि कोई हों,

- (ग) क्या ऐसे व्यक्ति/व्यक्तियों को उस कार्य को करने के लिए अनुज्ञात किया गया था ?
8. यदि दुर्घटनाग्रस्त व्यक्ति अनुज्ञाप्राप्त ठेकेदार का/के कर्मचारी हो/हों तो—
- (क) क्या दुर्घटनाग्रस्त व्यक्ति/व्यक्तियों के पास कोई विद्युत कर्मकार अनुज्ञा पत्र, पर्यवेक्षक क्षमता प्रमाण-पत्र था ? यदि हां, तो जारी करने वाले अधिकारी का नाम तथा उसका नम्बर व तारीख;
- (ख) उस व्यक्ति का नाम तथा पदनाम, जिसने दुर्घटनाग्रस्त व्यक्ति/व्यक्तियों को कार्य सौंपा था ।
9. आपूर्तिकर्ता के तंत्र में दुर्घटना होने की दशा में, क्या कार्य करने की अनुज्ञा (पी.टी. डब्लू)ली गई थी ?
10. (क) शरीर के किसी भी भाग को हुई क्षति या जलने से हुए घावों या अन्य चोटों के स्वरूप तथा परिमाण का पूर्ण विवरण, उदाहरणार्थ प्राणघातक/विकलांगता (स्थायी या अस्थायी)
- (ख) क्या प्राणघातक दुर्घटनाओं के मामलों में मरणोत्तर परीक्षा (पोस्टमार्टम) की गई थी?
11. दुर्घटना होने के विस्तृत कारण संलग्न पृथक शीट में दिए जाएं इस प्ररूप के साथ संलग्न किए जाएं।
12. दुर्घटना होने के तत्काल पश्चात् प्राथमिक उपचार, चिकित्सा परिचर्या आदि के संबंध में की गई कारवाई (ब्यौरे दीजिए)।
13. क्या जिला मजिस्ट्रेट तथा संबंधित पुलिस थाने को दुर्घटना की सूचना दी गई है ? (यदि ऐसा है, तो ब्यौरे दीजिए) ।
14. दुर्घटना से जुड़ी हुई साक्ष्य को, संभव सीमा तक सुरक्षित रखने के लिए उठाए गए कदम ।
15. मृत या घायल हुए व्यक्ति/व्यक्तियों की सहायता या उसकी/उनका पर्यवेक्षण कर रहे व्यक्ति/व्यक्तियों का/के नाम तथा पदनाम ।
16. इस दुर्घटना से ग्रस्त हुए व्यक्ति/व्यक्तियों को कौन से सुरक्षा उपकरण दिए गए थे या उनके द्वारा उपयोग किये गये थे (उदाहरणार्थ रबर के दस्ताने, रबर मैट, सुरक्षा बेल्ट तथा सीढ़ियों आदि) ?
17. क्या तंत्र पर कार्य करने के लिए तंत्र को शिथिल (विद्युत प्रवाह से मुक्त) कर देने के लिए पृथक्कारी स्विचों तथा अन्य खंडकारी (सेक्शनलाइजिंग) साधनों को नियोजित किया गया था ? क्या कार्यकरण खंड (सेक्शन) को कार्य के स्थल पर भू-योजित किया गया था ?
18. क्या चालू लाइनों पर कार्य, प्राधिकृत व्यक्ति/व्यक्तियों द्वारा हाथ में लिया गया था ? यदि ऐसा हो तो, ऐसे व्यक्ति/व्यक्तियों का/के नाम तथा पदनाम दिए जाएं ।
19. क्या उन व्यक्ति/व्यक्तियों को कृत्रिम पुनरुज्जीवन उपचार दिया गया था जो विद्युत दुर्घटना से ग्रस्त हुए थे ? यदि हां, तो छोड़ देने के पूर्व निरन्तर कितनी देर तक चला ?

20. दुर्घटना स्थल पर उपस्थित तथा उसके साक्षी व्यक्तियों के नाम तथा पदनाम।

21. कोई अन्य जानकारी/अभ्युक्तियाँ ।

हस्ताक्षर

स्थान.....

नाम

समय.....

पदनाम.....

दिनांक

प्रतिवेदन प्रस्तुत करने वाले व्यक्ति का नाम.....

No. F 13-20/2015/Thirteen : In exercise of the powers conferred by clause (m) of sub-section (2) of section 180 read with section 161 of the Electricity Act, 2003 (36 of 2003), the State Government, hereby, makes the following rules, namely:-

RULES

1. Short title and commencement:-

- (1) These rules may be called the Madhya Pradesh Intimation of Electrical Accidents (Form and Services of Notice) Rules, 2016.
- (2) They shall come into force from the date of their publication in the Madhya Pradesh Gazette.

2. Definitions:-

- (1) In these rules, unless the context otherwise requires,-

- (a) "Act" means the Electricity Act, 2003 (No. 36 of 2003);
- (b) "Form" means form appended to these rules;
- (c) "Inspector" means the Chief Electrical Inspector or the Electrical Inspector(Including Assistant/Junior Assistant Electrical Inspector) appointed under sub-section (1) of section 162 of the Act.

- (2) Words and expression used but not defined in these rules shall have the same meaning as assigned to them in the Act.

3. Intimation of accidents:-

- (1) If any accident occurs in connection with the generation, transmission, supply or use of electricity or in connection with, any part of the electric lines or other works of any person and the accidents results in or is likely to have resulted in loss of human or animal life or in any injury to a human being or an animal, such person or any authorized person of the generating company or licensee, not below the rank of a

Junior Engineer or equivalent shall intimate to the Inspector through telephone/fax within 24 hours of the knowledge of the occurrence of the fatal accident and send a report in writing in the Form appended to these rules within 48 hours of the knowledge of occurrence of fatal and all other accidents. Where possible a telephonic message or e-mail should also be sent to the Inspector immediately, as soon as accident comes to the knowledge of the authorized officer of the generating company/ licensee or other person concerned.

- (2) For the intimation of the accident, telephone numbers and fax numbers of Chief Electrical Inspector, Electrical Inspector, District Collector, Police Station, Fire Brigade and nearest hospital shall be displayed at the conspicuous place in the generating station, switching sub-station or station or sub-station and maintained in the office of the in-charge/owner of the Medium Voltage (MV) or High Voltage (HV) or Extra High Voltage (EHV) installations:

Provided that the telephone numbers, alternative numbers, fax numbers and e-mail address on which information of the accidents is required to be sent, shall be displayed on the website of the office of the Chief Electrical Inspector.

4. **Punishment for non-compliance of rule:-** In case of contravention of these rules, an application shall be filed against the person contravening the rules by the Inspector under Section 146 of the Act before the competent court.

FORM
[See Rule 3 (1)].

FORM FOR REPORTING ELECTRICAL ACCIDENTS

1. Date and time of accident
2. Place of accident.....
(Village/Town, Tehsil/Thana, District).
3. System and voltage of supply [More than 650 volts/650 volts/250 volts
Line, Sub-station/generation station/service lines/consumer's
installations/other installation]
4. Designation of the officer-in-charge of the generating company/licensee
in whose jurisdiction the accident occurred.....
5. Name of owner/user of energy, in whose premises the accident
occurred.....
6. Details of victim (s) (Human / Animal).

(A) Human

Sl. No.	Name	Father's Name	Male/ Female/ Transgender	Full postal address	Approximate Age	Fatal/ non- fatal
(1)	(2)	(3)	(4)	(5)	(6)	(7)

(B) Animal

Sl. No.	Description of animal (s)	Number (s)	Name (s) of owner (s)	Address (es) of owner (s)	Fatal/ non-fatal
(1)	(2)	(3)	(4)	(5)	(6)

7. In case the victim (s) is/are employee (s) of supplier -
 - (a) designation of such person (s);
 - (b) brief description of the job (s) undertaken, in any;

- (c) whether such person/persons was/were allowed to work on the job ?
8. In case the victim(s) is/are employees of a licensed contractor,-
- (a) did the victim (s) possess any electric workmen's permit (s), supervisor's certificate of competency? If yes, name of issuing officer and its number and date.
- (b) name and designation of person who assigned the duties to the victim(s).
9. In case of accident in the system of the supplier, whether the permit to work (PTW) was taken?
10. (a) Description, nature and extent of injuries, e.g. fatal/disablement (permanent or temporary) or burns or other injuries of any portion of the body.
- (b) Whether the postmortem done in case of death in Fatal accidents.
11. Detailed cause leading to the accident.
(To be given in a separate sheet annexed to this form).
12. Action taken regarding first aid, medical attendance etc. immediately after the occurrence of the accident (Give details).
13. Whether the District Magistrate and Police Station concerned have been informed of the accident (If so, give details).
14. Steps taken to preserve the evidence in connection with the accident, to the extent possible.
15. Name and designation(s) of the person(s) assisting, supervising the person(s) died or injured.
16. What safety equipments were given to or used by the person(s) who met with this accident (e.g. rubber gloves, rubber mats, safety belts and ladders etc.)?

17. Whether isolating switches and other sectionalizing devices were employed to deaden the sections for working on the same ? Whether working section was earthed at the site of work ?
18. Whether the work on the live lines was undertaken by authorized person (s)? if so, the name and the designation of such person (s) may be given.
19. Whether artificial resuscitation treatment was given to the person (s), who met with the electric accident. If yes, how long was it continued before its abandonment?
20. Names and designations of persons present at, and witnessed, the accident.
21. Any other information/remarks.

Place..... Signature.....

Time..... Name.....

Date..... Designation.....

Name of the person submitting the report

.....

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार
आई.सी.पी. केशरी, प्रमुख सचिव.

नगरीय विकास एवं पर्यावरण विभाग

मंत्रालय, वल्लभ भवन, भोपाल

भोपाल, दिनांक 13 जून 2016

सूचना

क्रमांक-एफ-3/47/2016/18-5:-मध्यप्रदेश भूमि विकास नियम, 2012 में संशोधन का निम्नलिखित प्रारूप, जिसे कि राज्य सरकार, मध्यप्रदेश नगर तथा ग्राम निवेश अधिनियम, 1973(क्रमांक-23 सन् 1973) की धारा-24 की उपधारा(2) के साथ पठित धारा-85 द्वारा प्रदत्त शक्तियों को प्रयोग में लाते हुये, बनाना प्रस्तावित करती है, उक्त अधिनियम की धारा-85 की उपधारा(1) द्वारा अपेक्षित किये गये अनुसार, उन समस्त व्यक्तियों की, जिनके कि उससे प्रभावित होने की संभावना है, जानकारी के लिये एतद् द्वारा प्रकाशित किया जाता है और एतद्द्वारा यह सूचना दी जाती है कि मध्यप्रदेश राजपत्र में इस सूचना के प्रकाशन की तारीख से 30 दिन का अवसान होने के पश्चात् उक्त प्रारूप संशोधन पर विचार किया जायेगा ।

ऐसे किसी भी आपत्ति या सुझाव पर , जो उक्त प्रारूप के संबध में किसी व्यक्ति से उपर विनिर्दिष्ट कालावधि का अवसान होने के पूर्व प्राप्त हो, राज्य सरकार द्वारा विचार किया जाएगा ।

प्रारूप संशोधन

1 नियम 17 संशोधन

नियम-17 के पश्चात् निम्नलिखित उपनियम अतःस्थापित किया जाए, अर्थात्:-

“ 17(क)- कृषि पर्यटन सुविधा” कृषि उपयोग के लिये उपदर्शित कृषि क्षेत्र में निम्नलिखित शर्तों और ऐसी अन्य शर्तों जो कि प्राधिकारी द्वारा अधिरोपित की जाये, के अध्यक्षीन रहते हुये कृषि पर्यटन सुविधा अनुज्ञेय होगी:-

- (क) भूखण्ड का न्यूनतम आकार 1.00 हेक्टेयर होगा,
- (ख) अधिकतम तल क्षेत्र अनुपात (एफ.ए.आर.) 0.10 होगा,
- (ग) ढलुआ छत सहित संरचना की अधिकतम उँचाई 7.5 मीटर होगी,
- (घ) सभी और न्यूनतम खुला (एम.ओ.एस.) 7.5 मीटर होगी,
- (ङ) भूखण्ड हेतु पहुँच मार्ग की न्यूनतम चौड़ाई 7.5 मीटर होगी,
- (च) कृषि पर्यटन सुविधा के अन्तर्गत निम्न गतिविधियो अनुमत होगी:-

कृषि फार्म, फूलोद्यान, फलोद्यान, मधुमक्खी पालन, पशुपालन, मछली पालन, सेरीकल्चर, कैम्पिंग सुविधायें, अस्तबल, कला पर्दर्शनी के लिये हॉल, पर्यटकों के लिये कॉटेज, रेस्टोरेंट, योगा हॉल, प्राकृतिक चिकित्सा केन्द्र, खेल सुविधा, गिम्ट शाप (जिसका अधिकतम क्षेत्र 50 वर्गमीटर से अधिक न हो) रख-रखाव के लिये कर्मचारी आवास, स्वीमिंग पूल और केवल निवासरत पर्यटकों के मनोरंजन हेतु ओपन एरिया थिएटर ।

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार
सी. के. साधव, उपसचिव.

भोपाल, दिनांक 13 जून 2016

क्रमांक एफ-3-47-2016-अठारह-5.—भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसरण नगरीय विकास एवं पर्यावरण विभाग की सूचना क्रमांक एफ-3-47-2016-अठारह-5, दिनांक 13 जून 2016 का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्वारा प्रकाशित किया जाता है.

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार
सी. के. साधव, उपसचिव.

Bhopal the 13th June 2016

No. 3/47/2016/18-5:: The following draft of amendment in the Madhya Pradesh Bhumi Vikas Niyam, 2012 which the State Government Proposes to make in exercise of the powers conferred by Section 85 read with Sub-section (3) of Section 24 of the Madhya Pradesh Nagar Tatha Gram Nivesh Adhiniyam, 1973 (No. 23 of 1973) is hereby published as required by Sub-section (1) of Section 85 of the said Act for information of all persons likely to be affected thereby and notice is hereby given that the said draft shall be taken into consideration after expiry of thirty days from the date of publication of this notice in Madhya Pradesh Gazette.

Any objection or suggestion which may be received from any person with respect to the said draft before expiry of the period specified above shall be considered by the State Government.

DRAFT OF AMENDMENT

1. Amendment of Ruls 17,-

After rule 17, the following sub rule shall be inserted, namely :-

17(a) "Agricultural tourist facility" in any area designated for agriculture use, Agricultural tourist facility shall be permissible subject to the following conditions and such other conditions as may be imposed by the authority" :-

- (a) Minimum Size of the plot shall be 1.00 hectore,

- (b) Maximum Floor area ratio (F.A.R.) shall be 0.10,
- (c) The maximum height of the structure shall be 7.5 meters with sloping roof,
- (d) Minimum marginal open space (M.O.S.) shall be 7.5 meters from all sides,
- (e) Plot shall be accessible by road having width not less than 7.5 meters.
- (f) Following activities shall be permissible under "Agricultural tourist facility" :-

Agriculture farm, Flowers carriage, Fruits carriage, Bee keeping, Cattle breeding, Fisheries, Sericulture, Camping facilities, Stable, Art Exhibition Hall, Cottage for tourist, Restaurant, Yoga hall, Naturopathy Center, Sport facilities, Gift shop (maximum area not exceed from 50 sq. metere), Residential accommodation for maintanance staff, Swimming Pool, Open air theater for Entertainment of inhouse tourist.

By order and in the name of the Governor of Madhya Pradesh,

C. K. SADHAW, Dy. Secy.

मध्यप्रदेश विद्युत् नियामक आयोग
पंचम तल, "मेट्रो प्लाज़ा", बिट्टन मार्केट, भोपाल

भोपाल, दिनांक 30 मई 2016

क्र.-894-मप्रविनिआ-2016.—विद्युत् अधिनियम, 2003 (2003 का 36) की धारा 181 की उपधारा (1) सहपठित धारा 91 की उपधारा (4) द्वारा प्रदत्त शक्तियों को प्रयोग में लाते हुए, मध्यप्रदेश विद्युत् नियामक आयोग, एतद्द्वारा, मध्यप्रदेश विद्युत् नियामक आयोग (परामर्शी की नियुक्ति) (पुनरीक्षण-प्रथम) विनियम, 2009 में, जो मध्यप्रदेश राजपत्र में दिनांक 30 जनवरी 2009 को प्रकाशित हुए थे, निम्नलिखित संशोधन करता है, अर्थात्:—

मध्यप्रदेश विद्युत् नियामक आयोग (परामर्शी की नियुक्ति) (पुनरीक्षण-प्रथम) विनियम, 2009 में चतुर्थ संशोधन

1. संक्षिप्त शीर्षक तथा प्रारंभ.—(i) ये विनियम "मध्यप्रदेश विद्युत् नियामक आयोग (परामर्शी की नियुक्ति) (पुनरीक्षण प्रथम) (चतुर्थ संशोधन) विनियम, 2009 [एआरजी 6 (I) (iv), वर्ष 2016]" कहलाएंगे.

(ii) ये विनियम शासकीय राजपत्र में प्रकाशित होने की दिनांक से प्रभावशील होंगे.

(iii) इन विनियमों का विस्तार सम्पूर्ण मध्यप्रदेश राज्य होगा.

2. उक्त विनियमों में, आयोग के प्रकरणों में नियुक्त किए गए अधिवक्ता को देय व्यावसायिक शुल्क से संबंधित अनुसूची में,—

- (1) अनुक्रमांक i में, मद 1 में, उच्च न्यायालयीन प्रकरणों से संबंधित प्रविष्टि के सामने, विद्यमान प्रविष्टियों के स्थान पर, निम्नलिखित प्रविष्टियां स्थापित की जाएं, अर्थात् :—

“अधिवक्ता हेतु 15,000/- तथा वरिष्ठ अधिवक्ता हेतु 30,000/-”

- (2) अनुक्रमांक ii तथा उससे संबंधित प्रविष्टियों के स्थान पर निम्नलिखित अनुक्रमांक तथा उससे संबंधित प्रविष्टियां स्थापित की जाएं, अर्थात् :—

“ii प्रत्येक प्रकरण में, विविध व्ययों, जैसे कि वकालतनामा पर मुद्रांक (स्टाम्प), न्यायालयीन शुल्क, मुद्रलेखन (टाइपिंग) आदि हेतु रुपए 1000/- का भुगतान किया जाएगा.”

आयोग के आदेशानुसार,
आर. के. गुप्ता, आयोग सचिव.

Bhopal, the 30th May 2016

No.894-MPERC-2016.—In exercise of the powers conferred by sub-section (1) of Section 181 read with sub-section (4) of Section 91 of the Electricity Act, 2003 (No. 36 of 2003), the Madhya Pradesh Electricity Regulatory Commission, hereby, makes the following amendment in the Madhya Pradesh Electricity Regulatory Commission (Appointment of Consultants) (Revision-1) Regulations, 2009 published in the Madhya Pradesh Gazette on 30th January, 2009 namely :—

FOURTH AMENDMENT TO MADHYA PRADESH ELECTRICITY REGULATORY
COMMISSION (APPOINTMENT OF CONSULTANTS) (REVISION-1)
REGULATIONS, 2009

1. **Short title and Commencement.**—(i) These Regulations may be called the Madhya Pradesh Electricity Regulatory Commission (Appointment of Consultants) (Revision-1) (Fourth Amendment) Regulations, 2009 [ARG-6(I) (iv) of 2016].

- (ii) These Regulations shall come into force on the date of their publication in the Madhya Pradesh Gazette.
(iii) These Regulations shall extend to the entire State of Madhya Pradesh.

2. In the said Regulations, in the Schedule related to professional fee etc. payable to counsel engaged in Commission's cases,—

- (1) in serial No. i, in item No. 1, against the entries related to High Court cases, for the existing entries, the following entries shall be substituted, namely :—

“15,000/- for Advocate and 30,000/- for Senior Advocate.”

- (2) for serial No. ii and entries relating thereto the following serial No. and entries relating thereto shall be substituted, namely :—

“ii. In each case, an amount of Rs. 1000/- shall be paid towards miscellaneous expenses like stamp on vakalatnama, court fee, typing etc.”

By order of the Commission,
R.K. GUPTA, Commission Secy.