

INDIAN COUNCIL OF AGRICULTURAL RESEARCH KRISHI BHAWAN: NEW DELHI

F. No. 21-3/2011-CDN

Dated the 23rd January, 2012

ENDORSEMENT

The Ministry of Home Affairs, Government of India, New Delhi has issued the O.M. F.No. IV/15012/1/2012-CSR-II dated 9.1.2012 regarding – Application of Model Code of Conduct – General Elections to the Legislative Assemblies of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand. The above mentioned O.M. is being uploaded on the ICAR Web-Site www.icar.org.in for information and further guidance.

(J.N. Bhagat) Under Secretary (GAC)

DISTRIBUTION :-

- 1. Directors/Project Directors/Project Coordinators/Coordinated Res. Projects/Zonal Project Coordinators Institutes/National Research Centres/Bureaux of concerned Instts of State mentioned above.
- 2. All officers/sections at ICAR Krishi Bhawan/KAB-1 & II.
- Shri Hans Raj, ISO, (DIPA) KAB-I for putting in the ICAR Web-Site.
- 4. Secy. (Staff Side), CJSC, National Research Centre on Meat, Chengicherla, Hyderabad 500 039
- 5. Secy. (Staff Side), HJSC, ICAR, KAB-II, New Delhi.
- 6. Guard file/Spare copies

MOST IMMEDIATE
ELECTION MATTER

F.No.IV/15012/1/2012-CSR-II Government of India Ministry of Home Affairs 7

rs 9 JAN 2012

New Delhi, Dated 05.01.2012

OFFICE MEMORANDUM

9/11/0/2

Subject: Application of Model Code of Conduct – General Elections to the Legislative Assemblies of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand - regarding.

The undersigned is directed to forward herewith copy of Cabinet Secretariat's O.M. No. 1/41/1/2011-Cab dated 30.12.2011 alongwith with its enclosures on the above mentioned subject for information and appropriate action.

Encl: As above (6 pages)

Mani Rom

(Mani Ram)

UNDER SECRETARY (CSR)

Tel: 2309 3157

To

1. Secretaries, all Union Ministries/Departments.

2. PS to the Prime Minister.

3. PS to all Cabinet Ministers and Ministers of State.

PS to Home Minister, North Block.

5. The Chief Secretaries to the Governments of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand

6. Cabinet Secretariat (Kind Attn: Shri K.L. Sharma, Deputy Secretary), New Delhi.

Copy for information to: PS to HS/PS to AS (CS)/PS to JS (CS).

pe. But (I in o

- 2/8.

No. 30 -- (Est. Deted 24/1/2012

P.3/10

2/1/2012 2/1/2012 (1. 01/1/8/18/18/12

MOST IMMEDIATE

GOVERNMENT OF INDIA (BHARAT SARKAR)

CC) CS CTT (a) CABINET SECRETARIAT (MANTRIMANDAL SACHIVALAYA)

New Delhi, the 30th December, 2011

OFFICE MEMORANDUM

Subject: Reference received from the Election Commission of India.

The undersigned is directed to forward herewith the following letters received form the Election Commission of India for further necessary action under intimation to the Cabinet Secretariat.

Sl. No.	Letter No. and date	Subject
î.	No. 437/6/1/2011-CC&BE (Vol.III)/272 dated 24.12.2011	Application of Model Code of Conduct- General elections to the Legislative Assemblies of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand-regarding.
2.	No. 437/6/1/2011-CC&BE (Vol.III)/273 dated 24.12.2011	Release of funds under MPs'/MLAs' Local Area Development Scheme.

(5)-01702/1/12 Js(cs) aleane

(K.L. Sharma) Director (Cabinet) Tel: 2301508

Ministry of Home Affairs,

(Kind Attn: Shri R.K. Singh, Home Secretary),

New Delhi.

Encl: a.a.

-B/8-



CS-2717311 Custoria

By Fax/Spl. Messenger/Speed Post

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/2011-CC&BE(VOL.III)

Dated: 24th December, 2011

To T. T.

The Cabinet Secretary, Government of India, Rashtrapati Bhawan, New Delhi.

- 2. The Chief Secretaries to the Government of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand.
- The Chief Electoral Officers of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand

Sub: Application of Model Code of Conduct - General elections to the Legislative Assemblies of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand -regarding.

Sir,

I am directed to state that the Commission has announced the schedule for holding General Elections to the Legislative Assemblies of the States of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand vide its Press Note dated 24th December, 2011.

With this announcement, the provisions of the Model Code of Conduct for the guidance of the Political Parties and Candidates have come into force with immediate effect, which will be in operation until Due Constitution Notifications constituting the new Houses concerned is issued by the Commission. This may be brought to the notice of the Government, all Ministries/Departments and all other offices of the Union Government and the State Governments of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand.

- 3. Your particular attention is drawn to clause VII (vi) of Model Code, which, inter-alia, states the party in power whether at the Centre or in the State or States concerned, shall ensure that no cause is given for any complaint that it has used its official position for the purposes of its election campaign and in particular:--
- (i) (a) The Ministers shall not combine their official visit with electioneering work and shall not also make use of official machinery or personnel during the electioneering work;

112/201 620ym

4/8-

(b) Government transport including official air-crafts, vehicles, machinery and personnel shall not be used for furtherance of the interest of the party in power;

- (ii) Public places such as maidans etc., for holding election meetings, and use of helipads for air-flights in connection with elections shall not be monopolised by itself. Other parties and candidates shall be allowed the use of such places and facilities on the same terms and conditions on which they are used by the party in power;
- (iii) Rest houses, dak bungalows or other Government accommodation shall not be monopolized by the party in power or its candidates and such accommodation shall be allowed to be used by other parties and candidates in a fair manner but no party or candidate shall use or be allowed to use such accommodation (including premises appertaining thereto) as a campaign office or for holding any public meeting for the purposes of election propaganda;
- (iv) Issue of advertisement at the cost of public exchequer in the newspapers and other media and the misuse of official mass media during the election period for partisan coverage of political news and publicity regarding achievements with a view to furthering the prospects of the party in power shall be scrupulously avoided;
- (v) Ministers and other authorities shall not sanction grants/payments out of discretionary funds from the time elections are announced by the Commission; and
- (vi) From the time elections are announced by the Commission, Ministers and other authorities shall not -
 - (a) Announce any financial grants in any form or make promises thereof; or
 - (b) (Except civil servants) lay foundation stones etc. of projects or schemes of any kind; or
 - (c) Make any promise of construction of roads, provision of drinking water facilities etc.; or
 - (d) Make any ad-hoc appointments in Government, Public Undertakings etc. which may have the effect of influencing the voters in favour of the party in power.
- 4. As will be observed from Para 3{Clause IV} above, no advertisements shall be issued in electronic and print media highlighting the achievements of the Govt. at the cost of public exchequer. If any advertisement has already been released for telecast/broadcast or publication in the print media, it must be ensured that the telecast/broadcast of such ads or electronic media is stopped forthwith and that no such ad is published in any newspapers, magazines, etc., i.e. in print media from today itself and it should be immediately withdrawn.
- 5. The instruction of the Commission contained in its letter No.437/6/2009-CCBE dated 5th March, 2009 is available on the Commission's web-site "http://eci.nic.in/ under the heading 'Election Laws and ECI instructions' for your information and necessary action. The Commission's all other instructions are also available in this link for your guidance.

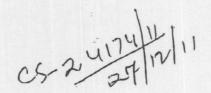
6. The Commission directs that there shall be a total ban on the transfer of officers/officials connected with the conduct of the election. These include but are not restricted

The Chief Electoral Officer and Additional/Joint/Deputy Chief Electoral Officers;

- ii) Divisional Commissioners;
- iii) The District Election Officers, Returning Officers, Assistant Returning Officers and other Revenue Officers connected with the Conduct of Elections;
- Officers of the Police Department connected with the management of elections like range IGs and DIGs, Senior Superintendents of Police and Superintendents of Police, Sub-divisional Police Officers like Deputy Superintendents of Police and other Police officers who are deputed to the Commission under section 28A of the Representation of the People Act, 1951;
- v) The transfer orders issued in respect of the above categories of officers prior to the date of announcement but not implemented till date should not be given effect to without obtaining specific permission from the Commission in this regard.
- vi) This ban shall be effective till the Due Constitution Notifications is issued in the respective States. The Commission further directs that the State Government should refrain from making transfers of senior officers who have a role in the management of election in the State.
- vii) In those cases where transfer of an officer is necessary on account of administrative exigencies, the State Government may with full justification approach the Commission for prior clearance.
- 7. You are also requested to kindly refer to the Compendium of Instructions (Vol.3) on Model Code of Conduct, which is also available in the aforesaid link on the Commission's website.
- The receipt of the letter may kindly be acknowledged.

Yours faithfully,

(K.N. BHAR) SECRETARY



and the parent of the control of the

By Fax/Spl. Messenger/Speed Post

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/2011-CC&BE(VOL.III) 2-73

Dated: 24th December, 2011

To

The Cabinet Secretary, Government of India, Rashtrapati Bhawan, New Delhi.

- 2. The Secretary to the Government of India,
 Department of Programme Implementation,
 Sardar Patel Bhawan,
 New Delhi.
- 3. The Chief Secretaries to the Government of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand.

The Chief Electoral Officers of Goa, Manipur, Punjab, Uttar Pradesh and Uttarakhand

Subject: A Release of funds under MPs'/MLAs' Local Area Development Scheme.

I am directed to refer to the Commission's Press Note dated 24th December, 2011 (available on the Commission's web-site: "http://eci.nic.in/" under the heading 'Election Laws & ECI – instructions'), as per which the Commission has announced the operation of the Model Code of Conduct for the guidance of the Political Parties and Candidates,

2. The Commission has considered the release of funds under the Member of Parliament
Local Area Development Schemes and has decided that-

a) No fresh release of funds under the Member of Parliament (including Rajya Sabha members) Local Area Development fund shall be made in any part of the country

- 9/8 -



where election is in progress. Similarly no fresh release of funds under the MLAs'/
MLCs' Local Area Development Fund shall be made, if any such scheme is in
operation, till the completion of election process.

- b) No work shall start in respect of which work orders have been issued before the issue of this letter but the work has actually not started in the field. These works can start only after the completion of election process. However, if a work has actually started, that can continue.
- c) There shall be no bar to the release of payments for completed work(s) subject to the full satisfaction of the concerned officials.

Yours faithfully,

(K.N. BHAR) SECRETARY