

Thirteenth Kerala Legislative Assembly  
Bill No. 156

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**THE PAYMENT OF SALARIES AND ALLOWANCES  
(THIRD AMENDMENT) BILL, 2012**

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2012

**Thirteenth Kerala Legislative Assembly**  
**Bill No. 156**

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**(THIRD AMENDMENT) BILL, 2012**

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**Thirteenth Kerala Legislative Assembly**

**Bill No. 156**

THE PAYMENT OF SALARIES AND ALLOWANCES  
(THIRD AMENDMENT) BILL, 2012

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*BILL*

*further to amend the Payment of Salaries and Allowances Act, 1951.*

*Preamble.*—WHEREAS, it is expedient further to amend the Payment of Salaries and Allowances Act, 1951 for the purpose hereinafter appearing;

BE it enacted in the Sixty-third Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Payment of Salaries and Allowances (Third Amendment) Act, 2012.

(2) It shall come into force at once.

2. *Insertion of new Section 8C.*—After Section 8B of the Payment of Salaries and Allowances Act, 1951 ( XIV of 1951), the following Section shall be inserted, namely:—

“8C. *Reimbursement of amount incurred in connection with purchase of books.*—Subject to such rules as may be made in this behalf, every member of the Legislative Assembly including the Speaker, the Deputy Speaker, the Leader of Opposition, the Chief Whip and the Ministers shall be entitled to get the expenditure incurred in connection with purchase of books reimbursed subject to a maximum of rupees fifteen thousand every financial year.”.

STATEMENT OF OBJECTS AND REASONS

As per the decision of the meeting of the Parliamentary Party Leaders convened on 8-6-2012, the Honourable Speaker of Kerala Legislative Assembly requested the Government to amend the Payment of Salaries and Allowances Act, 1951, so as to enable the Members of Kerala Legislative Assembly including the Speaker, the Deputy Speaker, the Leader of Opposition, the Chief Whip and the Ministers, to get the amount incurred in connection with the purchase of books reimbursed subject to a maximum of rupees fifteen thousand every financial year. On the basis of the request, the Government have decided to amend the Payment of Salaries and Allowances Act, 1951 (XIV of 1951) by inserting Section 8C for the aforesaid purpose.

The Bill seeks to achieve the above object.

## FINANCIAL MEMORANDUM

The Bill, if enacted and brought into operation would involve a considerable amount of expenditure of a recurring nature, for its implementation. Due to the introduction of reimbursement of the amount incurred in connection with the purchase of books, an additional expenditure of approximately twenty one lakh and fifteen thousand rupees per year is expected to be incurred from the Consolidated Fund of the State.

## MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 2 of the Bill proposes to insert a new Section 8C in the Payment of Salaries and Allowances Act, 1951 which seeks to empower the Government to make rules for reimbursement of the amount incurred by the member for purchase of books.

The matters in respect of which rules are to be made is a matter of procedure and is of routine or administrative in nature. Further, the rules after they are made will be subject to scrutiny by the Legislative Assembly. The delegation of the legislative power is, thus, of a normal character.

OOMMEN CHANDY.

EXTRACT FROM THE RELEVANT PORTIONS OF THE PAYMENT OF  
SALARIES AND ALLOWANCES ACT, 1951

(XIV OF 1951)

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8B. *Vehicle advance and house building advance.*—Subject to such rules as may be made in this behalf, every member, other than the Speaker, the Deputy Speaker, the Leader of Opposition, the Chief Whip and the Ministers shall be entitled to avail interest free vehicle advance up to rupees five lakhs and house building advance up to rupees ten lakhs at a reduced rate of interest.

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