



ఆంధ్రప్రదేశ్ రాజపత్రము
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ANDHRA PRADESH BILLS
ANDHRA PRADESH LEGISLATIVE ASSEMBLY

The following Bill was introduced in the Andhra Pradesh Legislative Assembly on 16th March, 2012.

L.A. BILL No. 2 OF 2012.

A BILL FURTHER TO AMEND THE ANDHRA PRADESH PAYMENT OF SALARIES AND PENSION AND REMOVAL OF DISQUALIFICATIONS ACT, 1953.

Be, it enacted by the Legislature of the State of Andhra Pradesh in the Sixty third year of the Republic of India, as follows:-

1. (1) This Act may be called the Andhra Pradesh Payment of Salaries and Pension and Removal of Disqualifications (Amendment) Act, 2012.

Short title and commencement.

(2) It shall come into force on such date as the State Government may, by notification in Andhra Pradesh Gazette, appoint and different dates may be appointed for different provisions of the Act.

Amend-
ment of
section 3.

2. In the Andhra Pradesh Payment of Salaries and Pension and Removal of Disqualifications Act, 1953, (herein after referred to as the principal Act),-

(1) in section 3,- for sub-section (1) the following shall be substituted namely;-

“(1) (i) There shall be paid to the Chief Minister, every month, a salary of rupees sixteen thousand, a special allowance of rupees eight thousand, a sumptuary allowance of rupees seven thousand, a security car allowance of rupees twenty five thousand and a conveyance allowance of rupees thirty thousand in case a bullet proof motor car is used or rupees fifteen thousand in case any other motor car is used:

Provided that if the Chief Minister desires that the propulsion charges incurred in respect of the motor car used by him be borne by the State Government *in lieu* of the conveyance allowance payable to him, such propulsion charges shall be borne by the State Government:

(ii) There shall be paid to the Deputy Chief Minister, if any, and such member of the Council of Minister, whether a Cabinet Minister or a State Minister or a Deputy Minister, every month, a salary of rupees fourteen thousand, a special allowance of rupees eight thousand, a

sumptuary allowance of rupees seven thousand, a security car allowance of rupees twenty five thousand and a conveyance allowance of rupees thirty thousand in case a bullet proof motor car is used or rupees fifteen thousand in case any other motor car is used:"

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

(a) in the following in the first, second and third provisos, for the words "rupees thirty thousand" wherever they occur, the words "rupees fifty thousand" shall be substituted;

(b) in the fourth proviso, for the words "rupees five thousand" the words "rupees ten thousand" shall be substituted."

3. In the principal Act, in section 3-A, in sub-section (1),-

(a) for clause (a), the following shall be substituted, namely,-

"(a) There shall be paid to the Chief Whip and the Whip in the Assembly, and the Chief Whip and the Whip in the Council, every month, a salary of rupees fourteen thousand, a special allowance of rupees eight thousand, a sumptuary allowance of rupees seven thousand, a security car allowance of rupees twenty five thousand and a conveyance allowance of rupees thirty thousand in case a bullet proof motor car is used or rupees fifteen thousand in case any other motor car is used;

(b) in clause (b), in the first, second and third provisos, for the words "thirty thousand" wherever they occur, the words "rupees fifty thousand" shall be substituted;

Amend-
ment of
section
3-A.

(c) in the fourth proviso, for the words "rupees five thousand" the words "rupees ten thousand" shall be substituted."

**Amend-
ment of
section 4.**

4. In the principal Act, in section 4,-

(1) for sub-section (1), the following shall be substituted, namely,-

"(1) There shall be paid to the Speaker and the Deputy Speaker, the Chairman and the Deputy Chairman, every month, a salary of rupees fourteen thousand, a special allowance of rupees eight thousand, a sumptuary allowance of rupees seven thousand, a security car allowance of rupees twenty five thousand and a conveyance allowance of rupees thirty thousand in case a bullet proof motor car is used or rupees fifteen thousand in case any other motor car is used;

(2) in sub-section (2), in the first, second and third provisos, for the words "thirty thousand" wherever they occur, the words "rupees fifty thousand" shall be substituted;

(3) in the fourth proviso, for the words "rupees five thousand" the words "rupees ten thousand" shall be substituted."

**Amend-
ment of
section 6.**

5. In the principal Act, in section 6, in the first and second provisos, for the words "ten thousand rupees" wherever they occur, the words "thirty thousand rupees" shall be substituted."

**Amend-
ment of
section
11.**

6. In the principal Act, in section 11, in sub-section (1) clause (b) shall be omitted.

7. In the principal Act, after section 11, the following new section shall be inserted, namely,-

Insertion of New section 11F.

11F. Every member of the Andhra Pradesh Legislative Assembly or the Legislative Council including those holding any of the offices referred to in sections 3, 3(A), 4, 12A and 12-B shall be entitled to receive a constituency allowance of Rs. 83,000/- (rupees eighty three thousand only) per mensem.

Payment of constituency allowances.

Sl. No.	Name of the Member	Constituency	Amount
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			

...

STATEMENT OF OBJECTS AND REASONS

According to Sections 3, 3-A, 4 and 12-B of the Andhra Pradesh Payment of Salaries and Pension and Removal of Disqualifications Act, 1953 (Andhra Pradesh Act II of 1954), the Honourable Chief Minister / Dy. Chief Minister / Council of Ministers whether a Cabinet Minister or a State Minister or a Deputy Minister / Chief Whip / Whip / Opposition Leader in the Assembly and Council *inter alia* are entitled to the Salary and special allowances as follows:

	Chief Minister	Deputy C.M / Council of Ministers etc.
SALARY	Rs. 5,250/-	Rs. 5,000/-
Special Allowance	Rs. 3,250/-	Rs. 3,250/-
Sumptuary Allowance	Rs. 3,000/-	Rs. 3,000/-
Security Car Allowance	Rs. 15,000/-	Rs. 15,000/-
Conveyance Allowance	Rs. 10,000/-	Rs. 10,000/-
House Rent Allowance	--	Rs. 30,000/-

Subsequently owing to substantial increase in the cost of living, the neighbouring States viz., Tamilnadu, Karnataka, Kerala, Maharashtra etc., have been consulted regarding the salary and allowances being paid to the similar dignitaries in their States. Basing on the information furnished by them, after careful examination, it has been considered and decided to enhance the salary and allowances to the above said dignitaries in the State as follows:

<u>ITEM</u>	<u>Enhanced rates</u>
1. Pay (in respect of C.M.)	Rs. 16,000/-
(i) Pay in respect of Min. etc.	Rs. 14,000/-
2. Special Allowance	Rs. 8,000/-
3. Sumptuary Allowance	Rs. 7,000/-
4. Camp Office Allowance	Rs. 10,000/-
5. Security Car Allowance	Rs. 25,000/-
6. Own Car Allowance	Rs. 30,000/-
a) C.A. (Fuel)	Rs. 15,000/-
7. House Rent Allowance	Rs. 50,000/-
8. Constituency Allowance	Rs. 83,000/-

Accordingly it has been decided to enhance the same by suitably amending the relevant provisions of the Act.

This Bill seeks to give effect to the above decision.

N. KIRAN KUMAR REDDY,
Chief Minister.

FINANCIAL MEMORANDUM

According to Section 3 and Sub section (ii) in Section 3, Section 3-A, and Section 4, Section 4(2) and Section 6 of the Andhra Pradesh Payment of Salaries and Pension and Removal of Disqualifications Act, 1953 (Andhra Pradesh Act 11 of 1954), Honourable Chief Minister / Dy. Chief Minister / Council of Ministers whether a Cabinet Minister or a State Minister or Deputy Minister / Chief Whip / Whip in the Assembly and Chief Whip / Whip in the Council / Deputy Minister are entitled to the following Pay and Allowances:

Chief Minister:

PAY	Rs. 5,250/-
Special Allowance	Rs. 3,250/-
Sumptuary Allowance	Rs. 3,000/-
Camp Office Allowance	Rs. 5,000/-
Security Car Allowance	Rs. 15,000/-
Own Car Allowance	Rs. 10,000/-

Deputy C.M. / Council of Minister etc.,

PAY	Rs. 5,000/-
Special Allowance	Rs. 3,250/-
Sumptuary Allowance	Rs. 3,000/-
Camp Office Allowance	Rs. 5,000/-
Security Car Allowance	Rs. 15,000/-
Own Car Allowance	Rs. 10,000/-
House Rent Allowance	Rs. 30,000/-

The salaries and Allowances of the above mentioned dignataries were last enhanced in the year 2000. Subsequently there has been a substantial increase in the cost of living. Therefore, Government with a view to enhance the Salary and Allowances payable to these dignataries have addressed the Government of Tamilnadu, Karnataka, Kerala, Maharashtra etc., for the particulars of Salaries and other Allowances being paid to the above said dignataries in their States vide letter dated: 13-9-2011.

Based on the information furnished by certain State Governments and meetings conducted by Hon'ble M (Finance) (last meeting conducted on 3-12-2011 in the Chambers of Hon'ble M (Finance) in Assembly), the proposal is prepared to enhance the Salaries and Allowances as per the statement given by Honourable M (Finance) to Prl. Secretary (Accom.), General Administration Department on 3-12-2011 as detailed below:

	<u>ITEM</u>	<u>Enhanced rates</u>
1.	Pay (in respect of C.M.)	Rs. 16,000/-
	(i) Pay in respect of Min. etc.	Rs. 14,000/-
2.	Special Allowance	Rs. 8,000/-
3.	Sumptuary Allowance	Rs. 7,000/-
4.	Camp Office Allowance	Rs. 10,000/-
5.	Security Car Allowance	Rs. 25,000/-
6.	Own Car Allowance	Rs. 30,000/-
	a) C.A. (Fuel)	Rs. 15,000/-
7.	House Rent Allowance	Rs. 50,000/-

In addition to the above it has been proposed to give a Constituency allowance of Rs. 83,000/- to the Honorable Chief Minister, Ministers and others.

The Budget needed for the financial year 2012-2013 onwards is estimated at Rs. 19.47 Crores without the T.A./D.A. etc., and Rs. 25 Crores including all items.

Government have considered the matter and decided to amend Section 3 and Sub section (ii) in Section 3, Section 3-A, and Section 4, Section 4(2) and Section 6 and section 11 of the Andhra Pradesh Payment of Salaries and Pension and Removal of Disqualifications Act, 1953 (Andhra Pradesh Act 11 of 1954), suitably.

This Bill seeks to give effect to the above decision.

N. KIRAN KUMAR REDDY,
Chief Minister.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 1 (2) of the Bill authorizes the Government to issue notification in respect of the matter specified therein and generally to carry out the purposes of the Act and such orders so made which are intended to cover matters mostly of procedural in nature and to be laid on the Table of the Legislative Assembly of the State.

The above provision of the Bill regarding Delegated Legislation is thus of normal type and is mainly intended to cover matters of procedure.

N. KIRAN KUMAR REDDY,
Chief Minister.

**MEMORANDUM UNDER RULE 95 OF THE RULES OF
PROCEDURE AND CONDUCT OF BUSINESS IN THE
ANDHRA PRADESH LEGISLATIVE ASSEMBLY.**

The Andhra Pradesh Payment of Salaries and Pension and Removal of Disqualifications (Amendment) Bill, 2012 after it passed by the Legislature of the State, may be submitted to the Governor for his assent under article 200 of the Constitution of India.

N. KIRAN KUMAR REDDY,

Chief Minister.

S. RAJA SADARAM,

Secretary to State Legislature.