

Most Immediate

Bye-Election to the TLC from Nizamabad LAC -2020

OFFICE OF THE CHIEF ELECTORAL OFFICER, TELANGANA
5th Floor, Buddha Bhavan, Tank Bund Road, Secunderabad – 500003.

Memo.No.528/Elec.A/2020-5,

Dated:06.03.2020.

Sub: Elections - Bye-Election to the Telangana State Legislative Council from Nizamabad Local Authorities Constituency, scheduled to be held on 07th April, 2020 (Tuesday) - Applicability of Model Code of Conduct - Intimation - Reg.

Ref: 1. From Election Commission of India, New Delhi, Press Note No.ECI/PN/30/2020, dated 05.03.2020.
2. From the ECI Lr. No.100/LET/ECI/FUNC/MT-LC-LAC/8/BIEN/2019 Dt.05.3.2020.

The attention of the Collectors & District Election Officers Of Nizamabad and Kamareddy are invited to the references cited (copies enclosed) and they are informed that the ECI have issued a Press Note, vide reference first cited, for conduct of Bye-Election to the Telangana State Legislative Council from Nizamabad Local Authorities Constituency of Telangana State and also directed that the Model Code of Conduct will come into force with immediate effect i.e., from 05.03.2020 in the erstwhile district.

2. They are further informed that the Commission. vide its letter 4th cited has directed that with the announcement of biennial elections all the provision of Model Code of Conduct as mentioned in its letter dt.05.03.2020 have come into force with immediate effect from i.e., 05.03.2020. As per the directions of ECI dt.26.12.2016 all provisions of Model Code of Conduct for the political parties and candidates' shall apply **mutatis mutandis** in the present Biennial Elections to the State Legislative Councils from Graduates' & Teachers' Constituencies as well as Local Authorities' Constituencies; that various instructions issued by the Commission from time to time in clarification of the MCC provisions would also apply for such elections.

3. The Commission have further stated that the instructions of the Commission which have been issued from time to time to ensure level playing field and also to ensure that a party in power doesn't misuse its position for electoral gains, shall also be applicable in connection with Biennial/ Bye Elections to the State Legislative Councils from Graduate & Teachers' Constituencies as well as Local Authorities' Constituencies (from the date of announcement of election till the date of completion of election).

(P.T.O)

4. The Instructions of the Commission, ECI Letter dated: 26-12-2016 (copy enclosed) are once again reiterated hereunder:

- I. Ministers, whether Central or State (including Chief Minister may make official visit to any district(s) in which any Biennial/ Bye-election form a Council Constituency is being held subject to the following conditions:
 - a. They shall not do any inauguration/laying of foundation stones of any educational institution, which are constituents of Graduates' and Teachers' Constituencies.
 - b. Official visit shall not be combined with the election related work/tours.
 - c. There shall be no announcement of new policy programme/policy likely to influence the graduates, the teachers and members of Local Authorities who form the electorate of the Constituencies going to poll.
- II. No official of any rank of the district(s) dealing with election related work where the biennial / bye-elections are being held shall be called to attend any meeting by any Minister at any place, even in another district, where election is not being held. Any official who meets the Minister on his private visit to the constituency where elections are being held- shall be deemed to be guilty of misconduct under the relevant service rules; and if he/she happens to be an officer mentioned in Section 129 (1) of the Representation of People Act, 1951, he/she shall also be additionally considered to have violated the statutory provisions of that section and liable to penal action provided there under.
- III. No member of any Local Authority which forms part of the electorate of a Local Authorities' Constituency shall be called for any meeting/video conference by any Minister (in his capacity as Minister). Routine meetings of the Local Bodies, when essential, may be held with the prior permission of the District Election Officer of the District concerned.
- IV. No pilot car(s) or other car(s) with beacon lights of any colour or car(s) affixed with sirens of any kind making his: presence conspicuous shall be used by any Minister during his private visit to the constituency, even if the State administration has granted him a security cover requiring presence of armed guards accompanying him on tour.
- V. No policy announcement or programme, which influences the electorate either directly or indirectly, shall be initiated in the Government Department till the completion of elections.

(Contd...3)