



The Orissa Legislative Assembly Deputy Speaker's Salary and Allowances Act,
1959

Act 25 of 1959

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ORISSA ACT 25 OF 1959

**THE ORISSA LEGISLATIVE ASSEMBLY
DEPUTY SPEAKER'S SALARY AND ALLOWAN-
CES ACT, 1959**

CONTENTS

PREAMBLE

SECTIONS

1. Short title and commencement
2. Definitions
3. Salary
4. Car allowance
5. Residence
6. Medical treatment
7. Advances for purchase of motor car
8. Travelling and daily allowance
- 8-A. Free travelling facilities
9. Notification as evidence of holding the office
10. Power to make rules
11. Repeal

ORISSA ACT 25 OF 1959

**[THE ORISSA LEGISLATIVE ASSEMBLY
DEPUTY SPEAKER'S SALARY AND
ALLOWANCES ACT, 1959]**

[Received the assent of the Governor on the 24th December 1959, first published in an extraordinary issue of the Orissa Gazette, dated the 30th December 1959]

AN ACT TO PROVIDE FOR THE SALARY AND ALLOWANCES OF THE DEPUTY SPEAKER OF THE ORISSA LEGISLATIVE ASSEMBLY AND OF CERTAIN OTHER MATTERS RELATING TO HIM

WHEREAS it is expedient to provide for the determination of the salary and allowances and certain other matters relating to the Deputy Speaker of the Orissa Legislative Assembly ;

It is hereby enacted by the Legislature of the State of Orissa in the Tenth Year of the Republic of India as follows :—

1. (1) This Act may be called the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances Act, 1959. Short title and commencement.

(2) It shall come into force at once.

2. In this Act unless there is anything repugnant in the subject or context— Definitions.

(a) "Assembly" means the Orissa Legislative Assembly ;

(b) "Deputy Speaker" shall mean the Deputy Speaker of the Assembly.

3. There shall be paid to the Deputy Speaker salary of ²[one thousand two hundred and fifty rupees] per mensem. Salary.

4. There shall be paid to the Deputy Speaker an allowance of ³[two hundred and fifty rupees] per mensem for the upkeep of a car. Car allowance.

1. For Statement of Objects and Reasons see *Orissa Gazette*, Extraordinary, dated the 23rd April 1953 (No. 188).

2. Substituted by the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances (Amendment) Act, 1976 (Or. Act 19 of 1976), s. 2.

3. Substituted by *Ibid.*, s. 3.

(Secs. 5-8)

Residence

5. The Deputy Speaker shall be entitled without payment of rent to the use of a furnished residence throughout his term of office and for a period of fifteen days immediately thereafter, and no charge shall fall on him personally in respect of the maintenance of such residence.

Explanation I—For the purpose of this section 'residence' includes the staff quarters and other buildings appurtenant thereto and 'maintenance' in relation to a residence shall mean the payment of rates and taxes due to the State Government or any Local authority and the installation of electricity and water taps.

Explanation II—For the purpose of this section the expression 'term of office' includes the period beginning with the date of assumption of office till the date of coming into force of this Act.

Medical treatment.

6. The Deputy Speaker shall be entitled to the same medical facilities as are permissible to a Class I Government servant.

Advances for purchase of motor car.

7. There may be paid to the Deputy Speaker by way of a repayable advance such sum of money as may be determined by rules made in this behalf for the purchase of a motor car in order that he may be able to discharge conveniently and efficiently the duties of his office.

Travelling and daily allowance.

8. (1) Subject to any rules made in this behalf by the State Government, the Deputy Speaker shall be entitled to—

(a) travelling allowances for himself and members of his family and for the transport of his and his family's effects—

(i) in respect of the journey to the State headquarters from his usual place of residence for assuming office ; and

(ii) in respect of the journey from the State headquarters to his usual place of residence on relinquishing office ; and

(Sec. 8-A)

{(b) travelling and daily allowances in respect of tours undertaken by him in the discharge of his official duties or in the course of any official business, whether by water, land or air; and

(c) travelling allowances on transfer of headquarters for himself and members of his family.]

(2) Any travelling allowances under this section may be paid in cash or free official transport provided in lieu thereof.

[8-A. (1) The Deputy Speaker shall be provided with— Free travelling facilities.

(a) railway coupons which shall entitle him to travel without payment of any fare by first class by any railway in India for a distance of six thousand kilometres in the aggregate in a year ; and

(b) road transport coupons which shall entitle him to travel without payment of any fare by any stage carriage within the State for a distance of ten thousand kilometres in the aggregate in a year :

Provided that where the journey is performed by a stage carriage not being a transport undertaking vehicle, the operator of such stage carriage shall be entitled to be reimbursed by the state Government in such manner and subject to such conditions as may be prescribed by rules made under this Act.

Explanation I—In computing the distance referred to in clauses (a) and (b), any journey for which the Deputy Speaker is otherwise entitled to any travelling allowance shall not be taken into account.

Explanation II—The expression "transport undertaking vehicle" shall have the same meaning as assigned to it under the Orissa Transport Undertakings (Prevention of Ticketless Travel)

Orissa Act
41 of 1975.
4 of 1939

Act, 1975 and the expression "stage carriage" shall have the same meaning as assigned to it in the Motor Vehicles Act, 1939.

1. Substituted by the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances (Amendment) Act, 1963 (Or. Act 11 of 1963), s. 2.

2. Inserted by the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances (Amendment) Act, 1976 (Or. Act 19 of 1976), s. 4.

(Secs. 9—11)

(2) The coupons shall be issued by such authority and shall be subject to such conditions as may be prescribed by rules made under this Act.]

Notification
as evidence
of holding
the office.

9. The date on which any person became or ceased to be the Deputy Speaker shall be notified in the Gazette and any such notification shall be conclusive evidence of the fact that he became, or ceased to be such on that date for all the purposes of this Act.

Power to
make rules.

10. (1) The State Government may make rules* for carrying out the purposes of this Act.

(2) All rules made under this Act shall be laid as soon as possible after they are made, before the Assembly for a total period of fourteen days which may be comprised in one session or in two or more sessions and shall be subject to such modifications as the Assembly may make during the said period.

(3) Until rules are made under this Act the Deputy Speaker shall for the purpose of sections 7 and 8 be entitled to the payment of an advance for purchase of motor car and for travelling and daily allowances at such rates and under such circumstances as are or shall be admissible from time to time to a member of the Council of Ministers.

Repeal

11. (1) The Orissa Legislative Assembly Speaker's and Deputy Speaker's Salaries Act, 1937 in so far as it relates to the Deputy Speaker is hereby repealed. Or. Act IV of 1937.

(2) Notwithstanding such repeal any allowance paid or payable for the upkeep of a car, any charges incurred for medical treatment, any payment made by way of travelling allowance or daily allowance or for purchase of a motor car under any law or rule for the time being in force before the date of commencement of this Act shall be deemed to have been validly paid, payable or incurred or made.

* For rules see notification No. 11566 Gen., dated the 15th June 1968 published in the Orissa Gazette, Pt. III, dated the 21st June 1968, P. 787.

ORISSA ACT 14 OF 1995

***THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND ALLOWANCES (AMENDMENT) ACT, 1995**

[Received the assent of the Governor on the 27th August 1995 first published in an extraordinary issue of the *Orissa Gazette*, dated the the 28th August 1995]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND ALLOWANCES ACT, 1959.

BE it enacted by the Legislature of the State of Orissa in the Forty-sixth Year of the Republic of India as follows:—

Short title
and commen-
ment.

1. (1) This Act may be called the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances (Amendment) Act, 1995.

(2) It shall come into force on the 1st day of August, 1995.

Amendment
of section 3.

2. In the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances Act, 1959, in section 3, for the words "two thousand rupees", the words "three thousand and five hundred rupees" shall be substituted; and after section 3, the following new section shall be inserted, namely:—

Sitting
Allowance.

"3-A. There shall be paid to the Deputy Speaker a daily sitting allowance for attending Assembly Session or Committee thereof, of one hundred and fifty rupees."

* For the Bill see *Orissa Gazette*, Extraordinary, dated the 28th July 1995 (No. 880)

ORISSA ACT 10 OF 1998 .

**THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND
ALLOWANCES (AMENDMENT) ACT, 1998**

TABLE OF CONTENTS

PREAMBLE

SECTIONS

1. Short title and commencement
2. Amendment of section 3
3. Amendment of section 4
4. Amendment of section 4-A

ORISSA ACT 10 OF 1998

***THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND ALLOWANCES (AMENDMENT) ACT, 1998**

[Received the assent of the Governor on the 28th September 1998, first published in an extraordinary issue of the Orissa Gazette, dated the 8th October 1998]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND ALLOWANCES ACT, 1959.

BE it enacted by the Legislature of the State of Orissa in the Forty-ninth Year of the Republic of India as follows :—

Short title and commencement.

1. (1) This Act may be called the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances (Amendment) Act, 1998.

(2) It shall come into force on the 1st day of August, 1998.

Amendment of section 3.

2. In the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances Orissa Act, 1959 (hereinafter referred to as the principal Act), in section 3, for the 25 of 1959 words "three thousand and five hundred rupees", the words "four thousand and five hundred rupees" shall be substituted.

Amendment of section 4.

3. In the principal Act, for the words "rupees one thousand" the words "rupees two thousand" shall be substituted.

Amendment of section 4-A.

4. In the principal Act, in section 4-A, for the words "rupees one thousand", the words "rupees four thousand and five hundred" shall be substituted.

*For the Bill, see *Orissa Gazette*, extraordinary, dated the 7th August 1998 (No. 1 004)

ORISSA ACT 7 OF 2003

*** THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND ALLOWANCES (AMENDMENT) ACT, 2002**

[Received the assent of the Governor on the 25th January 2003, first published in an extraordinary issue of the *Orissa Gazette*, dated the 1st February 2003 (No. 164)]

AN ACT FURTHER TO AMEND THE ORISSA LEGISLATIVE ASSEMBLY DEPUTY SPEAKER'S SALARY AND ALLOWANCES ACT, 1959.

BE it enacted by the Legislature of the State of Orissa in the Fifty-third Year of the Republic of India as follows :—

Short title. 1. This Act may be called the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances (Amendment) Act, 2002.

Amendment of section 3. 2. In section 3 of the Orissa Legislative Assembly Deputy Speaker's Salary and Allowances Act, 1959 (hereinafter referred to as the principal Act), for the words "four thousand and five hundred rupees", the words "five thousand and five hundred rupees" shall be substituted.

Orissa Act
25 of 1959.

Amendment of section 4. 3. In section 4 of the principal Act, for the words "rupees two thousand", the words "rupees three thousand" shall be substituted.

Amendment of section 4-A. 4. In section 4-A of the principal Act, for the words "rupees four thousand and five hundred", the words "rupees seven thousand and five hundred" shall be substituted.

* For the Bill see *Orissa Gazette*, Extraordinary, dated the