

Dated Aizawl, the 4th Aug., 2020.

OFFICE MEMORANDUM

Subject : Procedure for submission of Legislative Proposals.

It is noticed that there are some Departments who are not precisely following the prescribed procedures which are issued from time to time for submission of Legislative Proposals to be introduced in or laid before the State Legislative Assembly. It is, therefore, considered necessary to reiterate the procedures for guidance and strict compliance.

- 1) All Legislative Proposals (such as Bills, Statutory Regulations and Rules, etc.) which are to be introduced in or laid before the State Legislative Assembly has to be vetted by Law & Judicial Department and by Finance Department for those cases involving receipt or expenditure from the consolidated fund of the state or in anyway from the public exchequer and thereafter approved by the Hon'ble Council of Ministers. All such proposals has to be submitted in 120 copies with 5 authenticated copies signed by the concerned Minister.
- 2) (a) Bills should be accompanied by Statement of Objects and Reasons, duly approved by the Minister concerned.
(b) Bills involving expenditure shall be accompanied by a Financial Memorandum duly approved by the Minister concerned which shall invite particular attention to the clauses involving expenditure and shall also give an estimate of the recurring and non-recurring expenditure involved in case the Bill is passed into law.
(c) Bills involving proposals for the delegation of Legislative power shall be accompanied by a memorandum explaining such proposals and drawing attention to their scope and stating also whether they are of normal or exceptional character. The Memorandum of Delegated Legislation shall be signed by the Minister concerned.
(d) In case the Bill is a Money Bill, Recommendation of the Hon'ble Governor is necessary.

- 3) The concerned Secretary or any officer of the Department shall not append his signature on the body of the Bill.
- 4) In case of Amendment Bills and Bills repealing existing Bills, the Principal Act should also be submitted in 125 copies.
- 5) Every Bill should be accompanied by a copy of the Draft Bill vetted by Law & Judicial Department.
- 6) All Legislative Proposals should have good cover on which the name of the Bill on the middle and name of the Department on the bottom should be indicated.
- 7) The Legislative Proposals should be submitted in hard copy as well as in soft copy.
- 8) **Governor's Ordinance :**
 - (a) As soon as possible, after the Governor has promulgated an Ordinance under clause (1) of Article 213 of the Constitution, printed copies of such ordinance shall be made available to the Assembly.
 - (b) Whenever a Bill seeking to replace an Ordinance, with or without modification, is introduced in the House, a statement explaining immediate legislation by Ordinance shall be placed before the House along with the Bill.
 - (c) Whenever an Ordinance, which embodies wholly or partly or with modification the provisions of a Bill pending before the House is promulgated, a statement explaining the circumstances which had necessitated immediate legislation by ordinance shall be laid on the Table at the commencement of the Session following the promulgation of the Ordinance.
- 9) Submission of Legislative Proposals on the eve of Assembly Session involves many inconveniences and hence, should be avoided, unless on very crucial and emergent purposes. Any Legislative Proposals which requires to be laid or introduced before the Legislative Assembly should be submitted well in advance at any given time during the interim period between Assembly Sessions after observing all formalities, so as to avoid unnecessary inconveniences and delay.
- 10) There should not be any typographical or printing errors or any other deficiencies in the final copies of the Bills, Rules or Regulations. Proposals containing such errors will not be forwarded to the Assembly

Secretariat for introduction or laying, as the case may be. Further, there are instances when Officers of the Administrative Departments are required to clarify or give additional information on their proposals in the Assembly Secretariat. In such cases, sufficiently senior officers who are well conversant with the subject should be deputed.

This Office Memorandum supersedes this Department's previous O.M. dated, 16.5.2016.

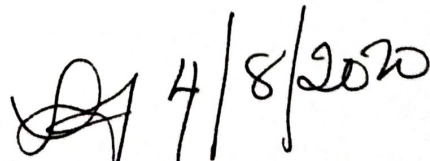
Receipt of this Office Memorandum may kindly be acknowledged.

Sd/- MARLI VANKUNG
Secretary to the Govt. of Mizoram,
Parliamentary Affairs Department.

Memo No. H.13011/1/2016 – PAD : Dated Aizawl, the 4th Aug., 2020.

Copy to :

1. Secretary to the Hon'ble Governor, Mizoram.
2. P.S to Hon'ble Chief Minister, Mizoram.
3. P.S. to Hon'ble Dy. Chief Minister, Mizoram.
4. P.S. to Speaker/Dy. Speaker, Mizoram Legislative Assembly.
5. P.S. to all Ministers, Government of Mizoram.
6. Sr. PPS to Chief Secretary, Government of Mizoram.
7. All Principal Secretaries/ Commissioners/ Secretaries, Government of Mizoram.
8. Commissioner & Secretary, Mizoram Legislative Assembly Secretariat.
9. All Heads of Departments, Government of Mizoram.
10. Guard File.

 4/8/2020

(LALNUNPUIH RALTE)

Under Secretary to the Govt. of Mizoram,
Parliamentary Affairs Department.