

LAW D/MN/ACTS-RULES/1/2015/O 2
Administration of Daman & Diu
Department of Law & Justice,
Office of the Law Secretary
Secretariat,
Moti Daman.
Dated:16/1/2015.

C I R C U L A R

I am directed to forward herewith letter D.O.No.13(26)2014-L.1 dated 15th December,2014 alongwith letter No. letter No. F.No.15039/11/2015-PLG.Cell dated 15th January, 2015 and proforma regarding furnishing of information on framing of rules under Acts, received from Ministry of Home Affairs. It is requested that the information pertaining to your department may be furnished in the prescribed proforma to the Law Department at Daman by 12.00 P.M. on 19th January, 2015 so as to facilitate forwarding consolidated information to the Ministry of Home Affairs.


(Vinod R. Patil)
Law Secretary

Encl: as above.

To,
All Head of Departments
UT of Daman & Diu/
UT of Dadra & Nagar Haveli

Copy to:

1. All Secretaries/ Deputy Secretaries, for the UT of Daman & Diu
2. All Secretaries /Deputy secretaries, for the UT of Dadra & Nagar Haveli

✓ 3. DIO, NIC, for uploading in the official website of
D&D & D&NH.

C/7

डा० संजय सिंह
सचिव
Dr. Sanjay Singh
Secretary

D.O. No. 13(26)2014-L.I

Dear Sir,

Please refer to the enclosed PMO's letter No.4102116-PMO/2014 dated 3rd December, 2014 regarding adhering to the time-limits for framing of rules under the various Acts. In this regard, it is to inform that the PMO has desired furnishing of a statement with respect to pending cases of rules notifications.

2. In this connection, it is stated that in Chapter XI of the Manual for Handling Parliamentary work in Ministries, in paras 11.3.1 and 11.3.2 relating to "Time limit for framing rules", it is prescribed that:-

"11.3.1 Statutory rules, regulations and bye-laws will be framed within a period of six months from the date on which the relevant statute came into force. Cases in which, for any reasons, this is not possible, will be brought to the notice of the Secretary and the Minister at the earliest possible stage.

11.3.2 In case the departments are not able to frame the rules within the prescribed time of six months, they should seek extension of time from the Committee on Subordinate Legislation stating reasons for such extension: such extension being not more than for a period of three months at a time. The request should be made after obtaining the approval of the Minister."

3. The Committee on Subordinate Legislation has also observed that ordinarily subordinate legislations should be notified as soon as possible after the enactment of the Act and in no case this period should exceed six months so that the benefits of such legislation are not denied to the public at large. (Ref: Para 4.21 of 22nd Report of 1st Lok Sabha).

4. It is, therefore, requested that the requisite information pertaining to your Ministry/Department may please be provided on priority, latest by 31st December, 2014, so that a consolidated statement could be prepared by this Department and furnished to the PMO.

5. This request may be treated on priority.

With kind regards,

Encl: As above.

Yours sincerely,

Sanjay Singh
(Dr. Sanjay Singh)

Shri Anil Goswami,
Secretary,
Ministry of Home Affairs
North Block,
New Delhi - 110001.

C-416883/14/14
24/12/14



Issue (CR)

Ar(F)
JS(CR/14)

26/12/14
Issue OM dictated
25.12.14

Consistent
26/12/14

Recd today
22.12.14

c/5

No.H-11013/05/2011-Parl
Government of India/Bharat Sarkar
Ministry of Home Affairs/Grih Mantralaya


New Delhi, dated the 2nd December, 2014

OFFICE MEMORANDUM

Subject:-Framing of Rules under Acts

The undersigned is directed to send herewith a copy of D.O. letter No. 13(26)2014-L.I dated 15th December, 2014 received from Law Secretary on the above subject and to request that all the Divisions may kindly send their information in the attached format by 30.12.2014.

2. The information may be sent both in hard copy and soft copy (soparl@nic.in).


(S.K.Gupta)
Consultant (Coord.)
Tele No: 23092705

To

1. All Joint Secretaries in MHA(P)
2. RGI & C.C.

Name of Division:

Sl.No.	Name of Act	Date on which the Act came into force	Does the Act Confer powers on Central Govt. to make rules	Have the Rules been already not framed/notified under the Act	By when the final Rules are likely to be notified.
1.	2.	3.	4.	5.	6.