



# **BULLETIN PART II**

**NO. ALA BLTN(PART II) 2022/2023/37**

February 05, 2024 ২১মাঘ, ১৪৩০ ভাঙ্কৰাব্দ

**INFORMATION RELATING TO THE BUDGET  
SESSION 2024**

**ASSAM LEGISLATIVE ASSEMBLY SECRETARIAT  
DISPUR, GUWAHATI-781006**

## BULLETIN PART -II

### (Legislation Branch)

#### GOVERNMENT RESOLUTION UNDER ARTICLE 252 OF THE CONSTITUTION OF INDIA

This is for kind information of the Hon'ble Members that the following resolution has been admitted for taking up in the House during the current Session of the Assam Legislative Assembly

“Shri **Chandra Mohan Patowary**, Minister (Environment & Forests etc.) to move the following:-

Whereas the Parliament had enacted the Water (Prevention and Control of Pollution) Act, 1974 (No. 6 of 1974) providing for prevention and control of water pollution and the maintaining or restoring of wholesomeness of water, for the establishment, with a view to carrying out the purposes aforesaid, of Boards for the prevention and control of water pollution, for conferring on and assigning to such Boards powers and functions relating thereto and for matters connected therewith.

AND WHEREAS certain shortcomings in the operation of the law have been noticed which require amendments to the Water (Prevention and Control of Pollution) Act, 1974 (No. 6 of 1974).

AND WHEREAS the subject matter of such a law is provided under List-II (State List) of the Seventh Schedule to the Constitution of India and Parliament has no power to make laws for the States with respect to the aforesaid matters except as provided in Articles 249 and 250 of the Constitution of India.

AND WHEREAS it appears to this Legislative Assembly to be desirable that the aforesaid amendments in the Law should be made in the State of **Assam** by Parliament by amending the law.

NOW, THEREFORE in exercise of the powers conferred by clause (2) of Article 252 of the Constitution of India this House hereby resolves that ‘The Water (Prevention and Control of Pollution) Amendment Bill, 2023’ may be introduced in the Parliament and amended provisions made by the Parliament by such law be applicable in the State of Assam.”

The relevant materials relating to the above Resolution supplied by the Department of Environment & Forests, Government of Assam has been uploaded on Members Portal on **05/02/2024**.

## BULLETIN PART -II

### (Public Accounts Committee Branch)

#### VOTING ON DEMANDS FOR GRANTS (CUT MOTIONS)

**Hon'ble Members may see the following rules while tabling the cut motions to the demand for grant;**

**Voting on Demands 144. (1)** The voting on demands for grants shall take place on such days as the Speaker in consultation with the Leader of the House and the Business Advisory Committee may allot for the purpose.

\* (2) On a day allotted under sub-rule (1) for the voting of demands for grants no other business shall be taken up before 2.00 P.M. or at 5-00 P.M. if it is Friday except with the consent of the Speaker.

Provided that nothing in this rule shall be deemed to prohibit, the asking and answering of question during the time allowed under these rules.

\* (3) On the last day of the days so allotted at 2.00 P.M. or at 5.00 P.M., if it is a Friday, the Speaker shall forthwith put every question necessary to dispose of all the outstanding matter in connection with the demands for grants; and the consideration thereof shall not be anticipated by any motion for adjournment or be interrupted in any manner whatsoever nor shall any dilatory motion be moved in regard thereto.

**Cut motions 145. (1)** A motion may be moved to reduce the amount of a demand in any of the following ways :-

a. "that the amount of the demand be reduced to Rs. 1" representing disapproval of the policy underlying the demand. Such a motion shall be known as "Disapproval of policy Cut". A member giving notice of such motion shall indicate in precise terms the particular of policy which he / she proposes to discuss. The discussion shall be confined to the specific point or points mentioned in the notice and it shall be opened to members to advocate an alternative policy;

b. "that the amount of the demand be reduced by specified amount" representing the economy that can be effected. Such specified amount may be either a lumpsum reduction in the demand or omission or reduction of an item in the demand. The motion shall be known as "Economy Cut". The notice shall indicate briefly and precisely the particular matter on which discussion is sought to be raised and speeches shall be confined to the discussion as to how economy can be effected.

c. "that the amount of the demand be reduced by Rs. 100" in order to ventilate a specific grievance which is within the sphere of the responsibility of the Government of the State. Such a motion shall be known as "Token Cut" and the discussion thereon shall be confined to the particular grievance specified in the motion.

(2) The three motions mentioned in clauses (a), (b) and (c) of the preceding sub-rule will have priority in the order they have been mentioned.

**Conditions of admissibility of Cut motions 146** in order that a notice of motion for reduction of the amount of demand may be admissible, it shall satisfy the following conditions, namely :-

- i. it shall relate to one demand only;
- ii. it shall be clearly expressed and shall not contain arguments, inferences, ironical expression, imputations, innuendoes or defamatory statement.
- iii. It shall be confined to one specific matter which shall be stated in precise terms;
- iv. it shall not reflect on the character or conduct of any person whose conduct can only be challenged on substantive motion;
- v. it shall not make suggestions for the amendment or repeal of existing laws;
- vi. it shall not refer to a matter which is not primarily the concern of the Government of the State;
- Vii. It shall not relate to expenditure charged on the Consolidated Fund of State;
- viii. it shall not relate to a matter which is under adjudication by a Court of law having jurisdiction in any part India;
- IX. It shall not raise a question of privilege;
- X. It shall not revive discussion on a matter which has been discussed in the same session and on which a decision has been taken;
- Xi. It shall not anticipate a matter which has been previously appointed for consideration in the same session;
- Xii. It shall not ordinarily seek to raise a discussion on a matter pending before any statutory tribunal or statutory authority performing any judicial or quasi-judicial functions or any Commission or court of enquiry appointed to enquire into or investigate, any matter :  
Provided that the speaker may in his / her direction allow such matter being raised in the house as is concerned with the procedure or stage of enquiry, if the Speaker is satisfied that it is not likely to prejudice the consideration of such matter by the statutory tribunal, statutory authority, commission or court of enquiry : and
- Xiii. It shall not relate to a trifling matter.

**Speaker to decide admissibility of cut motions 147.** The Speaker shall decide whether a cut motion is or is not admissible under these rules and may disallow any cut motion when in his / her opinion it is an abuse of the right of moving cut motion or it is calculated to obstruct or prejudicially affect the procedure of the House or is in contravention of these rules.

**Notice of cut motions 148 (1)** If notice of a motion to reduce any demand for grant has not been given three clear days previous to the day on which the demand is under consideration, any member may object to the moving of motion and such objection shall prevail unless the Speaker allows the motion to be made.

(2) No amendment to motion to reduce any grants shall permissible.

**Votes on credit and exceptional grants 149. (1)** Notwithstanding anything contained in the preceding rules, motions may be made for grants in advance in respect of the estimated expenditure for unexpected and exceptional grants under Article 206 of the Constitution.

(2) Such demands shall be dealt with by the Assembly in the same manner as demand for grants in connection with the Budget and the rules on the subject shall apply to such demands subject to such modifications as the Speaker may deem necessary.

**Vote on accounts 150 (1)** A motion for vote on account shall state the total sum required and the various amounts needed for each department or service or item of expenditure which compose that sum shall be stated in schedule appended to the motions.

(2) Discussion of a general character shall allowed on the motion but the details of the grants shall not be discussed further than in necessary to develop the general points.

**Supplementary, additional, excess and exceptional grants and votes on credit 151** Supplementary, additional, excess and exceptional grants and votes on credit shall be regulated by the same procedure as is applicable in the case of demands for grants subject to such adaptations, whether by way of modification, addition or omission, as the Speaker may deem to be necessary or expedient.

**Scope of discussion on Supplementary grants 152.** The debate on supplementary grants shall be confined to the items constituting the same and no discussion may be raised on the original grants nor policy underlying them save in so far as it may be necessary to explain or illustrate the particular items under discussion.

**Token grants 153.** When funds to meet proposed expenditure on a new service can be made available by re-appropriation, a demand for the grants of a token sum may be submitted to the vote of the Assembly and if the Assembly assents to the demand, fund may be so made available.

\*\*( Voting on Supplementary Demand for grants may be taken up for discussion on 8<sup>th</sup> February, 2024.)\*\*



**(Hemen Das)**

**Principal Secretary,  
Assam Legislative Assembly**

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