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NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the May, 1958:—

Issue No.	No. and date	Issued by	Subject
59-A	G.S.R. 305, dated the 2nd May, 1958.	Ministry of Home Affairs.	Transfer of work relating to the administration of the Muslim Wakfs Act, 1954 and the Delhi Muslim Wakfs Act, 1943 to the Ministry of Irrigation and Power.
60	G.S.R. 306, dated the 5th May, 1958.	Ministry of Law .	Appointment of date from which there shall be a Legislative Council for the State of Andhra Pradesh.
61	G.S.R. 307, dated the 6th May, 1958.	Lok Sabha Secretariat	Amendment made in the Members of Parliament (Travelling and Daily Allowance) Rules, 1957.
62	G.S.R. 308, dated the 6th May, 1958.	Rajya Sabha Secretariat.	Amendment made in the Members of Parliament (Travelling and Daily Allowance) Rules, 1957.
63	G.S.R. 309, dated the 6th May, 1958.	Ministry of Finance	Draft of the Customs Duties Drawback (Copper Dusting Preparations) Rules, 1958.
	G.S.R. 310, dated the 6th May, 1958.	Do. . .	A drawback allowed in respect of duty-paid imported chicory for the manufacture of French Coffee.
	G.S.R. 311, dated the 6th May, 1958.	Do. . .	The Customs and Central Excise Duties Drawback (Coffee) Rules, 1958.
	G.S.R. 312, dated the 6th May, 1958.	Do. . .	Draft of the Customs and Central Excise Duties Drawback (Footwear) Rules, 1958.

MINISTRY OF HEALTH

New Delhi, the 10th May 1958

G.S.R. 291.—In exercise of the powers conferred by sub-section (1) of section 58 of the Delhi Development Act, 1957 (61 of 1957), read with clause (a) of sub-section (2) of that section, the Central Government hereby makes the following rules, namely:—

1. **Short title and commencement.**—(1) These rules may be called the Delhi Development Authority (Election of Representatives of Delhi Municipal Corporation) Rules, 1958.

(2) They shall come into force at once.

2. **Manner of Election of representatives of Corporation to the Authority.**—(1) The election of two representatives of the Municipal Corporation of Delhi (hereinafter referred to as the Corporation) in pursuance of clause (e) of sub-section (3) of section 3 of the Delhi Development Act, 1957 (61 of 1957), shall be held at a meeting of the Corporation in accordance with the system of proportional representation by means of the single transferrable vote and the voting at such election shall be by secret ballot.

(2) Every candidate for election as such representative shall be nominated by a nomination paper in Form 1 which shall be signed by the candidate and two other members of the Corporation as proposer and seconder and delivered to the municipal secretary between the hours of eleven o'clock in the forenoon and five o'clock in the afternoon at least three clear days before the date of meeting at which the election is to be held.

(3) No member of the Corporation shall sign as proposer or seconder the nomination paper of more candidates than the number of representatives to be elected. Any nomination paper subscribed in contravention of this sub-rule shall be invalid and shall be declared as such by the Mayor.

(4) Any candidate may withdraw his candidature at any time before the election is proceeded with in the meeting.

(5) Where the number of validly nominated candidates is equal to, or less than, the number of representatives to be elected, the Mayor shall declare all such candidates to be duly elected as representatives of the Corporation, and where the number of validly nominated candidates is more than the number of representatives to be elected, a poll shall be taken.

(6) The municipal secretary shall provide at the meeting—

(a) a ballot box;

(b) a sufficient number of ballot papers as prescribed in Form 2;

(c) materials sufficient for the purpose of enabling members of the Corporation to mark ballot papers.

(7) (a) Every member of the Corporation shall have one vote only.

(b) A member in giving his vote—

(i) shall place on his ballot paper the figure 1 in the space opposite the name of the candidate for whom he votes; and

(ii) may, in addition, place on his ballot paper the figure 2 or the figures 2 and 3, or the figures 2, 3 and 4 and so on in the spaces opposite the names of other candidates in the order of his preference.

(8) (a) Every member of the Corporation on receiving a ballot paper shall proceed into one of the polling compartments provided for the purpose of recording votes and shall there record his vote in accordance with the instructions set out on the ballot paper.

(b) The member shall then before quitting the polling compartment, fold up his ballot paper so as to conceal his vote and put the ballot paper so folded into the ballot box in the presence of the Mayor.

(c) Every member shall record his vote and quit the polling compartment without undue delay.

(9) The ballot box shall remain open for the casting of votes for such period as may be fixed by the Mayor.

(10) (a) As soon as the period fixed for casting of votes is over, the Mayor shall—

- (i) open the ballot box and taken out the ballot papers contained therein;
- (ii) count the number of ballot papers so taken out or cause it to be counted and record such number in a statement;
- (iii) scrutinise the ballot paper and separate the ballot papers which he deems valid from those which he rejects as invalid by endorsing thereon the word "Rejected" and the ground of such rejection;
- (iv) arrange the valid ballot papers in parcels according to the first preference recorded for each candidate; and
- (v) count the votes in the meeting in the presence of such of the members as may be present with the assistance of such persons as may be appointed by the Mayor in this behalf.

(b) The provisions of rule 115, sub-rule (1) of rule 116, rules 121 to 127 and rule 129 of the Representation of the People (Conduct of Elections and Election Petitions) Rules, 1958, shall, so far as may be, apply in relation to the counting of votes at an election of the representatives of the Corporation as they apply in relation to the counting of votes at elections in council constituencies subject to the modification that any reference to the "returning officer" in any of those provisions shall be construed as a reference to the "Mayor".

(11) Upon the completion of the counting of votes, the Mayor shall prepare and certify a return in Form 3 setting forth—

- (i) the names of the candidates for whom valid votes have been given;
- (ii) the number of valid votes given to each candidate;
- (iii) the number of votes declared invalid and rejected; and
- (iv) the names of the persons declared elected; and shall forward an attested copy thereof to the Chairman of the Delhi Development Authority.

(12) The ballot papers shall be kept by the municipal secretary for three months from the date of election and may then be destroyed by him.

FORM 1

NOMINATION PAPER

[See rule 2(2)]

Election of representatives of the Municipal Corporation of Delhi under Clause (a) of sub-section (3) of section 3 of the Delhi Development Act, 1957.

(TO BE FILLED BY THE PROPOSER)

I hereby nominate Shri/Smt. _____ *a councillor/an alderman, as a candidate for election as a representative of the Corporation on the Delhi Development Authority.

1. Full name of proposer
2. Full name of seconder

Dated.....

Signature of proposer

Signature of seconder

(TO BE FILLED BY THE CANDIDATE)

I, the above-mentioned candidate, assent to this nomination.

Dated.....

Signature of the candidate

(TO BE FILLED BY THE MUNICIPAL SECRETARY)

B. No. of nomination paper.....

This nomination paper was delivered to me at my office at..... (hour) on..... (date) by the *candidate/proposer/seconder.

Dated.....

Municipal Secretary.

* Strike off the inappropriate alternative.

Receipt for nomination paper to be handed over to the person presenting the nomination paper.

S. No. of nomination paper.....

This nomination paper of..... a candidate for election as representative of the Municipal Corporation of Delhi on the Delhi Development Authority was delivered to me at my office at.....(hour) on.....(date) by the candidate/proposer/seconded.

Dated..... Municipal Secretary.

FRONT

FORM 2

BALLOT PAPER

[See rule 2(6)]

Election of representatives of the Municipal Corporation of Delhi under clause (e) of sub-section (3) of section 3 of the Delhi Development Act, 1957.

Serial No. of candidate	Name of candidate	Mark order of preferences
1.		
2.		
3.		
4.		
Etc.		

INSTRUCTIONS

1. The number of representatives to be elected is*.....
2. Vote by placing the figure 1 in the space opposite the name of the candidate for whom you wish to vote. Place the figure 1 opposite the name of one candidate only [although *.....representative(s) are to be elected].
3. You may indicate your relative preference for the other candidates by placing in the spaces opposite their names the figures 2, 3, 4, etc., in order of such preference.
4. Do not place more than one figure opposite the name of any candidate.
5. Do not place the same figure opposite the names of more candidates than one.

* Here give the number of representatives to be elected.

Back
Serial No.....

Dated.....

FORM 3

RETURN OF ELECTION

[See rule 2(11)]

Election of representatives of the Municipal Corporation of Delhi under clause (e) of sub-section (3) of section 3 of the Delhi Development Act, 1957.

Name of candidate	Number of valid votes given to the candidate
1	2
(1)	
(2)	
Etc.	

Total number of valid votes.....
Total number of invalid votes.....

I declare that—

(1) (Name).....
(2) (Name).....
have been duly elected.

(Signature),
Mayor.

Dated.....

[No. F. 12-107/57-LSG.]
S. IPTIKHAR HUSAIN, Dy. Secy