

By Speed Post/Fax/E-mail

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001.

No. 3/4/ID/2014/SDR(Council) (BR)

Dated:16th September, 2014

To

The Chief Electoral Officer,
Bihar,
Patna

Subject: Biennial elections to the Bihar Legislative Council from Siwan Local Authorities' Constituencies, 2014 – Identification of the electors regarding.

Sir,

I am directed to refer to your letter No. B 1-3-123/2014-6426 dated 11th September 2014 on the subject cited and to invite your attention to the general direction issued vide letter No. 322/LC/INST/2010-CC &BE dated 24th February 2010 that in the election from Local Authorities' Constituencies, voters shall have to produce either EPIC or other identity documents having photograph of elector or I- Card issued by Local authorities concerned of which they are members. You are requested to follow the instruction as given therein. A copy of the instruction is again enclosed.

You are requested to ask the Returning Officer to bring the aforesaid standing instructions to the notice of all electors as well as all candidates well in advance.

Kindly acknowledge receipt.

Yours faithfully,

(N.T. Bhutia)
Under Secretary

By Speed Post

ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi – 110001.

No. 322/ LC/INST/2010-CC&BE

Dated : 24th February, 2010

To

The Chief Electoral Officers

1. Maharashtra, Mumbai,
2. Uttar Pradesh, Lucknow,
3. Bihar, Patna,
4. Karnataka, Bangalore,
5. Andhra Pradesh, Hyderabad.

Subject: Biennial/Bye- Elections to the Legislative Councils from Council Constituencies
Instructions - regarding.

Sir,

I am directed to state that in connection with the Biennial elections/bye-elections to the State Legislative Councils, the Commission has directed that the following instructions shall be scrupulously implemented:-

1. ELECTORAL ROLLS {for Local Authorities' Constituencies}

- i) Under Rule 30 (1) of the Registration of Electors Rules, 1960, the Commission has directed that the electoral rolls of the Local Authorities, Constituencies required to be maintained by the Electoral Registration Officer of the Local Authorities, Constituency concerned under Section 27 (2) (c) of the Representation of the People Act 1950, shall be prepared and maintained in the following format :-

Name of the Local Authorities Constituency:

S.No.	Name of the elector	Sex	Age	Father's/Husband's /Mother's or other relation's name	Educational status	Name of the Local Authority of which he/she is a Member

- ii) For this purpose the Chief Executive Officer of the Local Authority while furnishing the list of members of the Local Authority under section 27(2)(d) of the Representation of People Act, 1950 indicate the educational status of the each member; that is to say whether the member is able to read names on any papers and write figures 1, 2, 3, etc.
- iii) The electoral roll shall be prepared in the official language of the State and in English. The Commission has further directed that the electoral rolls shall be published by the Electoral Registration Officer in his office and also in the offices of the Local Authorities comprised in the Local Authorities Constituency, immediately inviting claims and objections by giving a minimum of seven days for the purpose. Any claims (in Form 17) and objections received within the time fixed shall be disposed of by the ERO within a period of three days and the roll shall be again published after incorporating the claims and objections accepted within three days thereafter and in any case before the last date for filing of nominations. The provisions of Section 23(3) of RP Act 1950 will also apply in this case, i.e. no addition/deletion/amendment shall be made in the electoral roll after 3.00 P.M. on the last date for filing of nomination.

2. POLLING STATIONS for Local Authorities' Constituencies

For closer monitoring and management of elections, it has been decided that polling stations shall be set up at sub-divisional level. An immediate review of the existing polling stations for the Local Authorities, Constituencies shall be undertaken by the DEO and fresh proposals shall be forwarded to the Commission for approval, after consulting all political parties.

3. CONDUCT OF ELECTIONS in all Council Constituencies:-

(1) Model Code of Conduct: The Commission has directed that the following provisions of Model Code of Conduct shall be strictly implemented immediately on the announcement of elections and will be in force till the completion of the elections:

- i) Ministers, whether Central or State, shall not make any official visit in any district(s) in which any Biennial/Bye-election from a Council Constituency is being held. If for any special reason, an official visit becomes unavoidable, they shall return to their headquarters on completion of their official tours before going on any private tour/visit to the Constituency.

- ii) No official of any rank of the district(s) dealing with election related work where the biennial/bye-elections are being held shall be called to attend any meeting by any Minister at any place; that is to say, even in the other districts where election is not being held.
- iii) No member of any Local Authority which forms part of the electorate of a Local Authorities' Constituency shall be called for any official meeting by any Minister/Political functionary. Routine meetings of the Local Bodies, when essential, may be held with the prior permission of the District Election Officer of the District concerned.
- iv) Any official who meets the Minister on his private visit to the constituency where elections are being held shall be deemed to be guilty of misconduct under the relevant service rules; and if he happens to be an officer mentioned in Section 129 (1) of the Representation of People Act, 1951, he shall also be additionally considered to have violated the statutory provisions of that section and liable to penal action provided thereunder.
- v) No pilot car(s) or car(s) with beacon lights of any colour or car(s) affixed with sirens of any kind making his presence conspicuous shall be used by any Minister during his private visit to the constituency, even if the State administration has granted him a security cover requiring presence of armed guards accompanying him on tour.
- vi) No policy announcement or programme would be initiated in the Government Departments related to the constituents of the election under reference. For example, if the election is from a Local Authorities' Constituency, no programme or policy could be initiated by Urban or Rural Local Bodies Department. Likewise, for Teachers' Constituencies, no new policy or programme will be initiated/ announced by the Education Department dealing with the teachers. In the case of elections from Graduates' Constituencies, no programme/ policy likely to influence the graduates, shall be announced, such as Un-Employment Allowance, new Employment Schemes, etc.
- vii) The Commission has directed that a special video team shall be put in place for every Tehsil. Every political meeting shall be videographed. Ministers and other important political functionaries visiting the District shall be video-trailed. Copy of the video

