

ODISHA ACT 20 OF 1952
***THE ODISHA MINISTERS' SALARIES AND**
ALLOWANCES ACT, 1952

[Received the assent of the Governor on the 29th November, 1952 first published in an extraordinary issue of the Odisha Gazette dated the 3rd December, 1952]

AN ACT TO PROVIDE FOR THE SALARIES AND ALLOWANCES
OF THE MINISTERS' OF THE STATE OF ODISHA

WHEREAS it is expedient to provide for the salaries and allowances of the Minister's of the State of Odisha;

It is hereby enacted as follows :-

Short title and commencement.

1. (1) This Act may be called the Odisha Ministers' Salaries and Allowances Act, 1952.

(2) It shall come into force at once.

Definition.

2 In this Act, "Minister" means a member of the Council of Ministers, by whatever name called, and includes a Deputy Minister.

Salaries of Ministers.

[3. There shall be paid to the Chief Minister, Deputy Chief Minister, Minister, Minister of State and Deputy Minister, a salary at the rate of [rupees twenty-five thousand, rupees twenty-four thousand five hundred, rupees twenty-four thousand, rupees twenty-three thousand and twenty-two thousand, respectively, per month.]

Car allowance

4. There shall be paid to each Minister an allowance of [rupees ten thousand] per mensem for the upkeep of a car.

Sumptuary Allowance.

[4-A. There shall be paid to each Minister a sumptuary allowance of rupees twenty-four thousand per mensem.]

⁴[Sitting Allowances

4-B. There shall be paid to each Minister a sitting allowance for attending the Assembly of rupees one hundred and fifty per day of sitting of the Odisha Legislative Assembly:

Provided that where a Minister remains absent for a consecutive period not exceeding three days, he shall be entitled to half-day sitting allowance for each day of absence and shall not be entitled to any sitting allowance, if he remains absent for more than three days consecutively for those days of absence.]

Residence

5. Each Minister shall, throughout his term of office and for a period of fifteen days immediately thereafter, be entitled without payment of rent, to the use of a furnished residence or in lieu thereof a house-rent allowance of one hundred rupees per mensem. No charge shall fall on the Minister personally in respect of the maintenance of a furnished residence provided to him.

Explanation- For the purpose of this section, "residence" includes the staff quarters and other buildings appurtenant thereto and "maintenance" in relation to a residence shall mean only the payment of Municipal tax and the installation of electricity and water taps.

Medical treatment

6. A minister shall be entitled to the same medical facilities as are permissible to a Class I Government servant.

Advance for purchase of motor cars.

7. There may be paid to any Minister by way of a repayable advance such sum of money as may be determined by rules made in this behalf for the purchase of a motor car in order that he may be able to discharge conveniently and efficiently the duties of his office.

Travelling and daily allowances

8. (1) Subject to any rules made in this behalf by the State Government a Minister shall be entitled to –

- (a) travelling allowance for himself and members of his family for the transport of his and his family's effects –
 - (i) in respect of the journey to the State headquarters from his usual place of residence for assuming office, and
 - (ii) in respect of the journey from the State headquarters to his usual place of residence on relinquishing office;
- (b) travelling and daily allowances in respect of tours undertaken by him in the discharge of his official duties, whether by water, land or air; and
- (c) traveling allowances on transfer of head quarters for himself and members of his family.

(2) Any traveling allowances under this section may be paid in cash or free official transport provided in lieu thereof.

¹[Free traveling facilities.

8-A.(1) Every Minister shall be provided with –

(a) railway coupons which shall entitle him to travel without payment of any fare by first class by any railway in India for a distance of six thousand kilometers in the aggregate in a year; and

(b) road transport coupons which shall entitle him to travel without payment of any fare by any stage carriage within the State for a distance of ten thousand kilometers in the aggregate in a year:

Provided that where the journey is performed by a stage carriage not being a transport undertaking vehicle, the operator of such stage carriage shall be entitled to be reimbursed by the State Government in such manner and subject to such conditions as may be prescribed by rules made under this Act.

Explanation- I - In computing the distance referred to in clauses(a) and (b), any journey for which the Minister is otherwise entitled to any traveling allowances shall not be taken into account.

Explanation-II - The expression “transport undertaking vehicle” shall have the same meaning as assigned to it under the Odisha Transport Undertakings (Prevention of Ticketless Travel) Act, 1975 and the

expression "State Carriage" shall have the same meaning as assigned to it under the Motor Vehicles Act, 1939.

(2) The coupons shall be issued by such authority and shall be subject to such conditions as may be prescribed by rules made under this Act.]

Notification as evidence of appointment etc.

9. The date, on which any person became or ceased to be a Minister, shall be published in the Gazette and any such notification shall be conclusive evidence of the fact that he became, or ceased to be, a Minister on that date for all the purposes of this Act.

Power to make rules.

10. (1) The State Government may, by notification make rules for carrying out the purposes of this Act.

(2) All rules made under this Act shall be laid as soon as possible after they are made before the Odisha Legislative Assembly for a total period of fourteen days which may be comprised in one session or in two or more sessions and shall be subject to such modifications as the Assembly may make during the said period.

Continuance of rules and orders obtaining at the commencement of this Act.

11. Notwithstanding anything contained in sections 6, 7 and 8, all rules or orders obtaining at the commencement of this Act and relating to medical treatment, advances for the purchase of motor cars and travelling and daily allowances shall continue in force until such rules are made in this behalf under this Act.

Odisha Act 41 of 1975. 4 of 1939.

Regularisation of payments.

12. Any allowances paid or payable to the Ministers for the upkeep of a car, all charges incurred for their medical treatment and for providing them with furnished residences and all payments made to them by way of travelling or daily allowances or for the purchase of a motor car before the commencement of this Act, shall be deemed to have been properly paid, payable or incurred or made.

Odisha Act, III of 1937.

Repeals

13. The Odisha Ministers' Salaries Act, 1937 and the Odisha Deputy Ministers Salaries Act, 1952 are hereby repealed.

Odisha Act III of 1937. Odisha Act VIII of 1952.