

The Goa Lokayukta (Amendment) Bill, 2018

(Bill No.13 of 2018)

A

BILL

further to amend the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012).

Be it enacted by the Legislative Assembly of Goa in the Sixty-ninth Year of the Republic of India, as follows:-

1. Short title and commencement. - (1) This Act may be called the Goa Lokayukta (Amendment) Act, 2018.

(2) It shall come into force at once.

2. **Amendment of section 21.** – In section 21 of the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012), in sub-section (1),-

(i) for the expression “30th June”, the expression (words) “5th November” shall be substituted;

(ii) for the figure “ . ” at the end, the figure “ : ” shall be substituted ;

(iii) the following proviso shall be inserted, namely :-

“Provided that the provisions contained in sub-section (1) shall not be applicable to the public functionary after the expiry of one year from the date he ceases to hold such office”.

Statement of Objects and Reasons

The public functionaries find it difficult to file their assets and liabilities statements by 30th June since the accounts of the business run by them or by their family members are available only by 30th September of the financial year. The Bill therefore seeks to amend section 21 of the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012) so as to enable the public functionaries to file the assets and liabilities statements by 5th November of the financial year.

This Bill seeks to achieve the above object.

Financial Memorandum

No financial implications are involved in this Bill.

Memorandum Regarding Delegated Legislation

No delegated legislation is involved in this Bill.

Porvorim-Goa,
Dated: / /2018.

(MANOHAR PARRIKAR)
Hon. Chief Minister/
Minister for Vigilance

Assembly Hall,
Porvorim-Goa,
Dated: / /2018.

(N.B. Subhedar)
Secretary to the Legislative
Assembly of Goa

Annexure

Extract of section 21 of the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012)

21. Public functionary to submit property statements. – (1) Every Public functionary falling within the purview of the Lokayukta for the purpose of investigation under this Act, other than the officer referred to in clause (o) and sub-clause (ix) of clause (q) of section 2, shall, within six months from the date he enters upon his office and thereafter before the 30th June of every year, submit to the Lokayukta in the prescribed form a statement of his assets and liabilities held by him or by any person on his behalf and those of the member of his family. The public functionaries falling under clause (o) and sub-clause (ix) of clause (q) of section 2, shall file statement before respective authorities as required under their respective service rules, who will act on the same in accordance with those rules.

(2) If no such statement is received by the Lokayukta from any such public functionary within the time specified in sub-section (1), the Lokayukta shall make a report to that effect to the competent authority and send a copy of the report to the public functionary concerned. If within two months of such report the public functionary concerned does not submit the statement of his assets and liabilities as above mentioned, the Lokayukta shall publish or cause to be published the names of such public functionaries in two newspapers having wide circulation in the State with a report to the Governor who may then place the matter before the Legislative Assembly of Goa.

Porvorim-Goa,
Dated: / /2018.

(MANOHAR PARRIKAR)
Hon. Chief Minister/
Minister for Vigilance

Assembly Hall,
Porvorim-Goa,
Dated: / /2018.

(N.B. Subhedar)
Secretary to the Legislative
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