

## **The Goa Lokayukta (Amendment) Bill, 2017**

(Bill No. 09 of 2017)

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-eighth Year of the Republic of India, as follows:-

1. Short title and commencement. - (1) This Act may be called the Goa Lokayukta (Amendment) Act, 2017.

(2) It shall come into force at once.

2. **Amendment of section 5.** – In sub-section (1) of section 5 of the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012),-

(i) for the word “ seventy”, the word “seventy-three” shall be substituted;

(ii) the first proviso shall be omitted;

(iii) in the second proviso, for the words “ Provided further that”, the words “Provided that” shall be substituted.

### **Statement of Objects and Reasons**

The Bill seeks to amend section 5(1) of the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012) so as to bring uniformity in the term of office of the Lokayukta and Upa-Lokayukta.

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:    /    /2017.

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

Assembly Hall,  
Porvorim-Goa,  
Dated:    /    /2017.

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

**Annexure**

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**Extract of section 5 of the Goa Lokayukta Act, 2011 (Goa Act 3 of 2012)**

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**5. Term of office of the Lokayukta or Upa-Lokayukta.** – (1) Every person appointed as the Lokayukta or Upa-Lokayukta shall hold office for a term of five years from the date on which he enters upon his office as Lokayukta or Upa-Lokayukta, as the case may be, or till he attains the age of seventy years, whichever is earlier :

Provided that where a Judge of the Supreme Court has been appointed as a Lokayukta, he shall be entitled to hold office for a term of five years from the date on which he enters upon his office as a Lokayukta or till he attains the age of seventy three years, whichever is earlier:

Provided further that:-

(a) the Lokayukta or Upa-Lokayukta may, by writing under his hand addressed to the Governor, resign from his office; or

(b) the Lokayukta or Upa-Lokayukta may be removed from office in the manner provided in section 7.

(2) On ceasing to hold office, the Lokayukta or Upa –Lokayukta shall be ineligible for further appointment as the Lokayukta or Upa-Lokayukta or for any employment under the Government of Goa or for any employment under any local authority, University, Statutory Body or Corporation, Society, Co-operative Society Government Company, other body or corporation, as is referred to in sub-clauses (iii) to (x) of clause (q) of section 2;

Porvorim-Goa,  
Dated:     /     /2017.

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

Assembly Hall,  
Porvorim-Goa,  
Dated:     /     /2017.

(N.B. Subhedar)  
Secretary to the Legislative  
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