

Registered with the Registrar
of Newspapers for India under
No. 10410



Registered No.
PY/44/2021-23

புதுச்சேரி மாநில அரசிதழ்
La Gazette de L'État de Poudouchéry
The Gazette of Puducherry

PART - II

சிறப்பு வெளியீடு	EXTRAORDINAIRE	EXTRAORDINARY
அதிகாரம் பெற்ற வெளியீடு	Publiée par Autorité	Published by Authority
எண் } No. } 25 No. }	புதுச்சேரி Poudouchéry Puducherry	திங்கட்கிழமை Lundi Monday
		2021 ஆகஸ்ட் மீ 30 30 30th
		ஆகஸ்ட் மீ 30 Août August
		2021 2021 2021
		(8 Bhadra 1943)

GOVERNMENT OF PUDUCHERRY
DEPARTMENT OF CIVIL SUPPLIES AND CONSUMER AFFAIRS
(G.O. Ms. No. 03, Puducherry, dated 27th August 2021)

NOTIFICATION

In exercise of the powers conferred by sections 30, 44 and sub-section (1) of section 102 of the Consumer Protection Act, 2019 (35 of 2019), read with Government of India's Notifications issued in S.O.2351(E), dated 15th July, 2020 and S.O.3997(E), dated 3rd November, 2020 of the Ministry of Consumer Affairs, Food and Public Distribution (Department of Consumer Affairs), Government of India, New Delhi; and in supersession of the Puducherry Consumer Protection (Appointment, Salary, Allowances and Conditions of Service of President and Members

of the State Commission and District Forum) Rules, 2018 notified *vide* G.O. Ms. No. 3, dated 24-10-2018 of the Department of Civil Supplies and Consumer Affairs, Puducherry, save as respects things done or omitted to be done before such supersession, the Lieutenant-Governor, Puducherry, is hereby pleased to make the following rules, namely:-

1. *Short, title and commencement.*— (1) These rules may be called “the Puducherry Consumer Protection (Salary, Allowances and Conditions of Service of President and Members of the State Commission and District Commission) Rules, 2021” .

(2) They shall come into force on the date of their publication in the Official Gazette.

2. *Definitions.*— (1) In these rules, unless the context otherwise requires,-

- (a) ‘Act’ means, the Consumer Protection Act, 2019 (35 of 2019);
- (b) ‘Member’ means, a Member of the District Commission or the State Commission, as the case may be;
- (c) ‘President’ means, the President of the District Commission or the State Commission, as the case may be;
- (d) ‘State Government’ means, the Lieutenant-Governor of the Union territory of Puducherry, appointed under Article 239 of the Constitution except in rule 11.

(2) The words and expressions used herein and not defined herein and defined in the Act shall have the same meaning respectively assigned to them in the Act.

3. *Salaries and allowances payable to President and of Members of the District Commission.*— (1) The President shall be entitled to the salary and allowances as are admissible to a District Judge in the Super Time Scale of Pay.

(2) A Member shall receive a pay equal to the pay at the minimum of the Scale of Pay of a Deputy Secretary of the Union territory of Puducherry and other allowances as admissible to such officer.

(3) The pay of a person appointed as President or Member, who is in receipt of any pension, shall be reduced by the gross amount of pension drawn by him.

(4) There shall be an annual upward revision of the pay of the President and Member at the rate of 3%.

4. *Salaries and allowances payable to President and Members of the State Commission.*— (1) The President of the State Commission shall receive the salary and other allowances as are admissible to a sitting Judge of the High Court of Judicature at Madras.

(2) A Member of the State Commission shall receive a pay equivalent to the pay at the minimum of the Scale of Pay of an Additional Secretary of the Union territory of Puducherry and other allowances as are admissible to such officer.

(3) The pay of a person appointed as President or Member, who is in receipt of any pension, shall be reduced by the gross amount of pension drawn by him.

(4) There shall be annual upward revision of the pay of the President and Member at the rate 3%.

5. *Medical fitness.*— No Person shall be appointed as President or Member unless he is declared medically fit by an authority specified by the State Government in this behalf.

6. *Casual vacancy.*— In case of a casual vacancy in the office of President in the State Commission or District Commission, as the case may be, the State Government shall have the power to appoint the senior most Member to officiate as President.

7. *House rent allowance.*— The President or Member shall be entitled to house rent allowance at the same rate as are admissible to Group 'A' Officer of the Union territory of Puducherry of a corresponding status.

8. *Transport allowance.*— The President or Member shall be entitled to transport allowance at the same rate as are admissible to Group 'A' Officer of the Union territory of Puducherry of a corresponding status.

9. *Leave and medical treatment and hospital facilities.*— The President and Members of the State Commission and the District Commission shall be entitled to leave, leave travel concession, medical treatment and hospital facilities as per the provisions applicable to the Group 'A' Officers in the Union territory of Puducherry.

10. *Declaration of Financial and other Interests.*— The President or Member shall, before entering upon his office, declare his assets and his liabilities and financial and other interests.

11. *Other conditions of service.*— (1) The terms and conditions of service of the President or Member with respect to which no express provision has been made in these rules, shall be, such as admissible to a Group 'A' Officer of the Union territory of Puducherry of a corresponding status.

(2) The President or Member shall not practice before the National Commission, the State Commission or the District Commission after retirement from the service of the State Commission or the District Commission, as the case may be.

(3) The President or Member shall not undertake any arbitration work while functioning in these capacities in the State Commission or the District Commission, as the case may be.

(4) The President or Member of the State Commission or the District Commission, as the case may be, shall not, for a period of two years from the date on which they cease to hold office, accept any employment in, or connected with the management or administration of any person who has been a party to a proceeding before the State Commission or the District Commission:

Provided that nothing contained in this rule shall apply to any employment under the Central Government or a State Government or a Local Authority or in any Statutory Authority or any Corporation established by or under any Central, State or Provincial Act or a Government Company as defined in clause (45) of section 2 of the Companies Act, 2013 (18 of 2013).

12. *Oaths of office and secrecy.*— Every person appointed to be the President or Member shall, before entering upon his office, make and subscribe an oath of office in Form-I and oath of secrecy in Form-II annexed to these rules.

13. The salary, remuneration and other allowances shall be defrayed out of the Consolidated Fund of the Union territory of Puducherry.

14. The terms and conditions of the service of the President and the Members of the District Commission and the State Commission shall not be varied to their disadvantage during their tenure of office.

(By order of the Lieutenant-Governor)

C. UDAYA KUMAR, I.A.S.,
Secretary to Government.

ANNEXURE

(See Rule 12)

FORM-I

FORM OF OATH OF OFFICE

**For the President/Member of the State Commission and
District Commission**

I, having been appointed as the President/Member in the State Consumer Disputes Redressal Commission / District Consumer Disputes Redressal Commission, do solemnly affirm/do swear in the name of God that I will faithfully and conscientiously discharge my duties as the President/Member of the State Commission/District Commission to the best of my ability, knowledge and judgment, without fear or favour, affection or ill-will and that I will uphold the Constitution and the laws of land.

()

FORM-II

FORM OF OATH OF SECRECY**For the President/Member of the State Commission and
District Commission**

I, having been appointed as the President/
Member of the State Consumer Disputes Redressal Commission,
..... /District Consumer Disputes Redressal Commission,
..... do solemnly affirm/do swear in the name of God that
I will not directly or indirectly communicate or reveal to any person or
persons any matter which shall be brought under my consideration or
shall become known to me as President/Member of the State
Commission/District Commission except as may be required for the due
discharge of my duties as the President/Member.

()
