## **GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI** ADMINISTRATION BRANCH: HOME DEPARTMENT 5<sup>th</sup> Level "C" Wing Delhi Secretariat I.P. Estate, New Delhi

Tel. /Fax No.011-23392072

No. F.No. 11/03/2022/Home Department-II/ 999 -9951

To

- 1. The Director General (Prisons) Central Jail, Tihar, Lajwanti Garden, New Delhi.
- 2. The Director/In charge, Forensic Science Laboratory Madhuban Chowk, Sector-14 Rohini, New Delhi.

3. The Director, Directorate of Prosecution, Tis Hazari, Delhi.

- 1. The Director, Delhi Fire Service (HQ), GNCT of Delhi, Cannaught Lane, New Delhi.
  - 5. The Director, Dte General of Home Guard, Raja Garden, New Delhi.

Sub: - Compliance of the Government of National Capital Territory of Delhi (Amendment) Act, 2021.

Sir/Madam,

Please find enclosed copy of letter No. F.No.5 (638)/L, J&LA/Advice/2002/ala/381-430 dated 21.11.2022 received from Principal Secretary (Law, Justice & L.A), Department of Law, Justice & Legislative Affairs, which ಟ್ ಲಿಶೆ!: explanatory.

This is for your information and necessary action in the matter.

Yours faithfully,

Encl: As above

No. F.No. 11/03/2022/Home Department-II/ 9950 -9956

Dated

Copy for information to:-

All Deputy Secretaries of Home Department, GNCTD.

0 22/11

Department of Law, Justice & Legislative Affairs Government of National Capital Territory of Delhi. 8th Floor, C-Wing, Delhi Secretariat,

I.P. Estate, New Delhi-110002.

No.F.No.5(638)/L,J&LA/Advice/2002/ ala1/381-430

Dated: 21-11-2522

Office of the Pr. Secretary (Home)
Govt. of NCT of Delhi

To,

All the Additional Chief Secretaries/Pr. Secretaries/Secretaries/HODs Government of NCT of Delhi

Subject: Compliance of the Government of National Capital Territory of Delhi (Amendment)

Act, 2021.

Sir/Madam,

I am to refer the U.O. letter no.2(3)/2022/RN/A/4174 dated 4.11.22 of Principal Secretary to Hon'ble Lt. Governor, NCT on the captioned subject containing the following directions:

"The Provisions of section 21, section 24, section 33 and section 44 of the Government of National Capital Territory of Delhi Act, 1881,(1 of 1992) have been amended by the Parliament vide the Government of National Capital Territory of Delhi (Amendment) Act, 2021 (15 of 2021). The said amendments have already come into force w.e.f. 27.04.2021 vide Government of India, Ministry of Home Affairs Notification No. S.O.1705 dated 27.04.2021. (Copy enclosed)

Hon'ble Lt. Governor has directed that the Chief Secretary, Delhi may kindly bring these amendments to the notice of all Administrative Secretaries/Head of Departments for strict compliance."

In this regard, earlier vide this departments' letter dated 02.06.2022 (copy enclosed), copies of Government of National Capital Territory of Delhi Act, as amended in 2021 and the Transaction of Business of the Government of National Capital Territory of Delhi Rules, 1993 as amended in 2021 have already been circulated to your good offices.

Worthy Chief Secretary has directed this department to reiterate Hon'ble Lt. Governor's directions for compliance.

In view of above, all the Additional Chief Secretaries/Pr. Secretaries/Secretaries/HODs are again requested to ensure strict compliance of the aforesaid provisions of the amended Act. Copy of notifications dated 28th March, 2021 and 27th April, 2021 related with the Government of National Capital Territory of Delhi (Amendment) Act, 2021 are enclosed.

Encl: As above

(SANJAY KUMAR AGGARWAL)

PRINCIPAL SECRETARY (LAW, JUSTICE & L.A.)

Copy for kind information to: -

1. The Principal Secretary to Hon'ble Lt. Governor, NCT of Delhi, Raj Niwas, Delhi.

2. The Staff Officer to Worthy Chief Secretary, Government of NCT of Delhi.

3. Guard file.

PRINCIPAL SECRETARY (LAW, JUSTICE & L.A.)



सी.जी.-डी.एल.-अ.-27042021-226782 CG-DL-E-27042021-226782

#### असाधारण EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii) PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित PUBLISHED BY AUTHORITY

सं. 1582]

नई दिल्ली, मंगलवार, अप्रैल 27, 2021/वैशाख 7, 1943

No. 1582

NEW DELHI, TUESDAY, APRIL 27, 2021/VAISAKHA 7, 1943

## गृह मंत्रालय अधिसूचना

नई दिल्ली, 27 अप्रैल, 2021

का.आ. 1705(अ).—केंद्रीय सरकार, दिल्ली राष्ट्रीय राजधानी राज्यक्षेत्र शासन (संशोधन) अधिनियम, 2021 (2021 का 15), की धारा 1 की उपधारा (2) द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, 27 अप्रैल, 2021 को उस तारीख़ के रूप में नियत करती है जिसको उक्त अधिनियम के उपबंध प्रवृत होंगे।

[फा. सं. 13028/10/2019-दिल्ली-I] गोविंद मोहन, अपर सचिव

# MINISTRY OF HOME AFFAIRS NOTIFICATION

New Delhi, the 27th April, 2021

S.O. 1705(E).—In exercise of the powers conferred by sub-section (2) of section 1 of the Government of National Capital Territory of Delhi (Amendment) Act. 2021 (15 of 2021), the Central Government hereby appoints the 27th day of April, 2021, as the date on which the provisions of the said Act shall come into force.

[F. No.13028/10/2019-Delhi-1]

GOVIND MOHAN, Addl. Secy.

2416 GI/2021



सी.जी.-डी.एल.-अ.-28032021-226212 CG-DL-E-28032021-226212

#### असाधारण

#### **EXTRAORDINARY**

भाग ॥ — खण्ड ।

PART II - Section 1

प्राधिकार से प्रकाशित

#### PUBLISHED BY AUTHORITY

सं॰ 17|

नई दिल्ली, रविवार, मार्च 28, 2021/ चैत्र 7, 1943 (शक)

No. 17]

NEW DELHI. SUNDAY, MARCH 28, 2021/CHAITRA 7, 1943 (SAKA)

इस भाग में भिन्न पुष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके। Separate paging is given to this Part in order that it may be filed as a separate compilation.

### MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 28th March. 2021/Chaitra 7, 1943 (Saka)

The following Act of Parliament received the assent of the President on the 28th March, 2021, and is hereby published for general information:-

## THE GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI (AMENDMENT) ACT, 2021

No. 15 of 2021

[28th March, 2021.]

An Act further to amend the Government of National Capital Territory of Delhi Act, 1991.

BE it enacted by Parliament in the Seventy-second Year of the Republic of India as follows:-

1. (1) This Act may be called the Government of National Capital Territory of Delhi Short title and (Amendment) Act, 2021.

commencement

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

I of 1992.

2. In section 21 of the Government of National Capital Territory of Delhi Act. 1991 Amendment of (hereinafter referred to as the principal Act). after sub-section (2), the following sub-section section 21. shall be inserted, namely:---

'(3) The expression "Government" referred to in any law to be made by the Legislative Assembly shall mean the Lieutenant Governor.'

Amendment of section 24.

- 3. In section 24 of the principal Act, in the second proviso.—
- (i) in clause (c). for the word and figures "section 43.", the words and figures "section 43; or" shall be substituted;
  - (ii) after clause (c), the following clause shall be inserted, namely:—
  - "(d) incidentally covers any of the matters which falls outside the purview of the powers conferred on the Legislative Assembly.".

Amendment of section 33.

- 4. In section 33 of the principal Act, in sub-section (1).—
- (a) after the words "conduct of its business", the words "which shall not be inconsistent with the Rules of Procedure and Conduct of Business in House of the People" shall be inserted;
- (b) in the proviso, for the words "Provided that", the following shall be substituted, namely:—

"Provided that the Legislative Assembly shall not make any rule to enable itself or its Committees to consider the matters of day-to-day administration of the Capital or conduct inquiries in relation to the administrative decisions, and any of the rule made in contravention of this proviso, before the commencement of the Government of National Capital Territory of Delhi (Amendment) Act, 2021, shall be void:

Provided further that".

Amendment of section 44.

5. In section 44 of the principal Act, in sub-section (2), the following proviso shall be inserted, namely:—

"Provided that before taking any executive action in pursuance of the decision of the Council of Ministers or a Minister, to exercise powers of Government, State Government, Appropriate Government. Lieutenant Governor, Administrator or Chief Commissioner, as the case may be, under any law in force in the Capital, the opinion of Lieutenant Governor in term of proviso to clause (4) of article 239AA of the Constitution shall be obtained on all such matters as may be specified, by a general or special order, by Lieutenant Governor."

DR. G. NARAYANA RAJU. Secretary to the Govt. of India.



## Department of Law, Justice & Legislative Affairs, Government of National Capital Territory of Delhi. 8th Floor, C-Wing, Delhi Secretariat, I.P. Estate, New Delhi-110002.

No. F. Mo. 5 (633)/LJG LA/Advice/2002/4812-4361

Dated: 02.06.2022

To,

All The Additional Chief Secretaries/ Pr. Secretaries/Secretaries/HODs Government of National Capital Territory of Delhi.

Sub: Copies of Government of National Capital Territory of Delhi of Delhi Act, as amended in 2021 and the Transaction of Transaction of Business of the Government of National Capital Territory of Delhi Rules, 1993 as amended in 2021.

Sir/Madam,

Kindly refer to the Minutes of meeting of the Senior Officers taken by Worthy Chief Secretary on 27.05.2022 wherein vide item no 10, Worthy Chief Secretary has directed the Law Department to circulate the amended versions of both the Act and Rules to all Secretaries/HOD.

In compliance of above directions, please find enclosed a latest bare Act namely the Government of National Capital Territory of Delhi of Delhi Act, (as amended in 2021) and a copy of Transaction of Business of the Government of National Capital Territory of Delhi Rules, 1993, after incorporation of provisions of the Transaction of Business of the Government of National Capital Territory of Delhi (Amendment) Rules, 2021

(Ruchi Aggarwal Asrani) Special Secretary (Law, Justice and L.A.)

#### Copy to:

- (1) Staff Officer to Worthy Chief Secretary for information regarding compliance of the directions in the aforesaid Minutes of Meeting.
- (2) OSD to Pr. Secretary (Law, Justice and L.A.). fact