

**GOVERNMENT OF ASSAM  
FINANCE (ECONOMIC AFFAIRS) DEPARTMENT**

**NOTIFICATION**

**ORDER BY THE GOVERNOR**

No FEA (SFC) 140/2012/80

Dated Dispur the March 05, 2013

1. In pursuance of the provisions of Article 243-I and 243-Y of the Constitution of India read with the provisions of Section 2(1) of the Finance Commission (Miscellaneous Provisions) Act, 1995, the Governor of Assam is pleased to constitute the Fifth Assam State Finance Commission with the following Members only: -

1. Shri M.P. Bezbaruah, IAS (Retd.) Chairman
  2. Prof. Kandarpa Kr. Barman, Department of Economics, Guwahati University Member
  3. Principal Secretary/ Commissioner & Secretary/ Secretary, Panchayat & Rural Development Department. Member
  4. Principal Secretary/ Commissioner & Secretary/ Secretary, Urban Development Department. Member
  5. Shri P.K. Borthakur, Commissioner & Secretary, Finance Department. Member Secretary
  6. Principal Secretary /Commissioner & Secretary /Secretary, Guwahati Development Department Special Invitee
2. The Commission shall make recommendation as to the following matters:
- (a) The principles, which should govern-
    - (i) the distribution between the State of Assam and the Panchayats and Municipalities of the net proceeds of the taxes and duties, levied and collected by the State;
    - (ii) the determination of the taxes, duties, tolls and fees, which may be assigned to, or appropriated by, the Panchayats and Municipalities;
    - (iii) the grants-in-aid to the Panchayats/Municipalities from the Consolidated Fund of the State;
  - (b) The measures needed to improve the financial position of the Panchayats and Municipalities with special references to :-

- (i) the potential for Local Governments to raise funds from financial institutions and the market, and to suggest a mechanism and frame work for realizing the potential;
- (ii) improving the quality of upkeep of assets owned by Local Governments as well as those transferred to Local Governments;
- (iii) improving the financial position of the Panchayats and Municipalities with special emphasis on rationalization of taxes and revenues and user charges collected by Local Governments with innovative methods.
- (iii) achieving economy and efficiency in expenditure by Local Governments;
- (iv) providing incentives for higher mobilization of own resources by the Local Governments;
- (v) maintaining a proper fiscal data base relating to Local Governments;
- (vi) putting in place measures required for improving the capacity of financial management by Local Governments;
- (vii) improving monitoring of the fiscal performance of the Local Governments;
- (viii) improving the measures for quality of service delivery of Local Governments in respect of State Government as well as Local Government programmes;
- (ix) Examine the feasibility and make recommendations on creation of urban infrastructure and other civic amenities by the Urban Local Bodies through Public-Private partnership and exploring avenues of viability gap funding.

(c) Any other matter referred to the State Finance Commission by the Governor in the interests of sound financial position of the Panchayats and Municipalities.

3. In making its recommendations the Commission shall have regard, among other Considerations, to: -

- (i) the objective of balancing the receipts and expenditure on revenue account of both the Local Bodies as a whole and the State Government and each Local Body;

(ii) the resources of State Government, the demands thereon, in particular, the expenditure of the State on maintaining law and order, civil administration, pension, debt servicing including the debt servicing on behalf of Local Bodies and other committed expenditure and need to generate adequate surplus on revenue account for capital outlay and the commitment for maintaining fiscal targets as per Assam FRBM (Amendment) Act 2011;

(iii) the revenue of the resources of the Local Bodies for the five years commencing on 1<sup>st</sup> April, 2015 on the basis of the level of collection made during 2011-12 from taxes, duties, tolls, fees, cess etc. levied by the them;

4. In making its recommendations on the various matters aforesaid, the Commission shall adopt the population figures of that Census for which PRI-wise and ULB-wise figures are available in all cases where population is regarded as a factor for determination of devolution of taxes and duties and grants-in-aid.

5. The Commission shall indicate the basis on which it has arrived at its finding and make available the Local Body wise estimates of receipts and expenditure.


6. The Commission shall prepare its report on the basis of the Templates of the 13<sup>th</sup> Finance Commission of Government of India, with such modifications as may be necessary.

7. While making assessment of the resources of the Local Governments, the Commission shall also make assessment of the Local Bodies of the Sixth Schedule Areas

8. The Commission shall make its report available to the Governor of Assam by 30<sup>th</sup> April, 2014 on each of the matters aforesaid, covering period of five years commencing on the 1<sup>st</sup> April, 2015.

  
5/3/2013.

(H.S. Das)

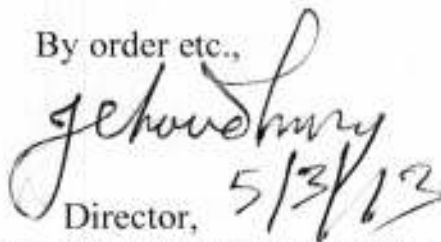
 Principal Secretary to the Government of Assam  
Finance Department.

Copy forwarded to:

1. Shri M.P. Bezbaruah, IAS (Retd.), DW 323, Nirvana Country, Sector 50, P.O.-South City 2, Gurgaon – 122 018.
2. The Principal Secretary to the Chief Minister, Assam for favour of information of the Chief Minister.
3. The Private Secretary to all Ministers of State for favour of information of Ministers.
4. The Special Officer to the Chief Secretary, Assam for kind information of the Chief Secretary.
5. The Private Secretaries to all the Additional Chief Secretary to the Govt. of Assam for kind information of the Addl. Chief Secretary.
6. The Principal Secretary to the Government of Assam, Panchayat & Rural Development Department and Member of the Commission.
7. The Principal Secretary to the Government of Assam, Urban Development Department and Member of the Commission.
8. Prof. Kabdarpa Kr. Barman, Member, Department of Economics, Guwahati University, Guwahati-781 014.
9. Shri P.K. Borthakur, Commissioner & Secretary to the Govt. of Assam, Finance Department and Member-Secretary of the Commission.
10. The Principal Secretary/Commissioner & Secretary/Secretary to the Govt. of Assam, Guwahati Development Department and Special Invitee of the Commission.
11. The Chairman, Assam Administrative Tribunal.
12. The Chairman, Assam Board of Revenue.
13. The Chairman, Assam State Electricity Board.
14. The Principal A.G. (Audit), Assam, Beltola, Guwahati-781 029.
15. The Principal A.G. (A & E) Assam, Beltola, Guwahati-781 029.
16. All Principal Secretaries/ Commissioner & Secretaries/ Special Secretaries/ Secretaries/Additional Secretaries to the Govt. of Assam.
17. The Additional Secretary, Government of India, Ministry of Panchayat, 6<sup>th</sup> Floor, Samrat Hotel, kautilya Marg, Chanakyapuri, New Delhi-110 021.
18. The Director, Government of India, Ministry of Finance, Department of Expenditure, Finance Commission Division, CGO Complex, Block-11, 5<sup>th</sup> Floor, Lodhi Road, New Delhi-110 003.
19. The Under Secretary to the Govt. of India, Ministry of Urban Development, Nirman Bhawan, New Delhi 110 001.
20. The Commissioner of Panchayat & Rural Development, Punjabari, Juripar, Guwahati-37.
21. The Director of Municipal Administration, Capital Complex, Dispur, Guwahati-6.
22. The Director of Treasuries & Accounts, Assam, Kar Bhawan, Dispur, Guwahati-6.
23. The Director of Audit (Local Fund), Assam, Kar Bhawan, Dispur, Guwahati-6.
24. The Commissioner of Guwahati Municipal Corporation, Panbazar, Guwahati-1.

25. The Deputy/Under Secretary to the Government of Assam, S.A. (Accounts) Department.
26. Finance (Budget)/Finance (Estt-B)/Finance (Estt-A)/Finance (EC I)/Finance (EC II)/ Finance (EC III)/Finance (Taxation)/Finance (SIU)/Finance (PRU) Departments
27. All Heads of Departments.
28. All Commissioners of Divisions.
29. All Deputy Commissioners/Sub-Divisional Officers/CEOs of all Zilla Parishads/Project Directors of all DRDAs.
30. All Chairpersons of Municipal Boards/Town Committees.
31. The Principal Secretary, Karbi Anglong District Council, Diphu.
32. The Principal Secretary, North Cachar Hills District Council, Haflong.
33. The Principal Secretary, Bodoland Autonomous Council, Kokrajhar.
34. The Principal Secretary, Rabha Hasong Autonomous Councils, Dudhnoi.
35. The Principal Secretary, Missing Autonomous Council, North Lakhimpur.
36. The Principal Secretary, Lalung (Tiwa) Autonomous Council, Morigoan.
37. The Principal Secretary, Sonowal Kachari Autonomous Council, Dibrugarh.
38. The Principal Secretary, Deuri Autonomous Council, Narayanpur, North Lakhimpur.
39. The Principal Secretary, Thengal Kachari Autonomous Council, Titabor.
40. The Principal Secretary, Barak Valley Hills Tribes Development Council, Silchar
41. The Director, Assam Government Press, Bamunimaidam, Guwahati-781011. He is requested to publish the notification in the next issue of the Assam Gazette and send 1000 copies of the notification to the undersigned.

By order etc.,

  
Director, 5/3/12

Finance (Economic Affairs) Department