

Government of West Bengal
Department of Urban Development & Municipal Affairs
(Municipal Affairs Branch)
“NAGARAYAN”, 6th Floor,
DF- 8, Sector – I, Salt Lake, Kolkata – 700064

ORDER

No. 111/UDMA-25011(11)/109/2022-LSG SEC

Date : 06.02.2023

WHEREAS, the West Bengal Municipal Corporation Act, 2006 came into force with effect from 01.11.2008 vide this Department's Notification No. 737/MA/O/C-4/1A-26/2001 dated 27.10.2008 to consolidate and amend the laws relating to municipal corporations in West Bengal with a view to enabling those municipal corporations namely Siliguri Municipal Corporation (SMC), Asansol Municipal Corporation (AMC), Chandernagore Municipal Corporation (CNMC), Durgapur Municipal Corporation (DMC) and Bidhannagar Municipal Corporation (BMC) to provide a better and uniform municipal administration for the areas within their respective jurisdictions;

AND WHEREAS, before enactment of the West Bengal Municipal Corporation Act, 2006 which was come into effect from 01.11.2008, the four Municipal Corporations namely Siliguri Municipal Corporation (SMC), Asansol Municipal Corporation (AMC), Chandernagore Municipal Corporation (CNMC), Durgapur Municipal Corporation (DMC) were governed by four separate acts namely the Siliguri Municipal Corporation Act, 1990, the Asansol Municipal Corporation Act, 1990, the Chandernagore Municipal Corporation Act, 1990 and the Durgapur Municipal Corporation Act, 1994 respectively;

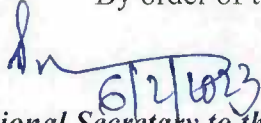
AND WHEREAS, in terms of provisions of section 17 (2) of the Siliguri Municipal Corporation Act, 1990, in terms of provisions of section 17 (2) of the Asansol Municipal Corporation Act, 1990, in terms of provisions of section 19 (2) of the Chandernagore Municipal Corporation Act, 1990 and in terms of provisions of section 17 (2) of the Siliguri Municipal Corporation Act, 1990 as made applicable, mutatis mutandis for Durgapur Municipal Corporation in terms of provisions of section 5 of the Durgapur Municipal Corporation Act, 1994, it appears that at the time of appointment to all the posts of officers and employees constituting the establishment of the corporation made by the Municipal Corporations against the sanctioned vacancies upto the date 31.10.2008, does not require prior approval of the State Government;

AND WHEREAS, after the West Bengal Municipal Corporation Act, 2006 come into force with effect from 01.11.2008, appointment to all the posts of officers and other employees constituting the establishment of the corporation made by the Municipal Corporations against the sanctioned vacancies, in terms of sub-section (2) of section 34 of the West Bengal Municipal Corporation Act, 2006, prior approval of the State Government become mandatory;

AND WHEREAS, this has been brought into notice of the State Government by those above referred municipal corporations that they are facing difficulties relating to the finalisation of the pension cases of the retired employees who were appointed/subsequently promoted by the Municipal Corporations against the sanctioned vacancies before the West Bengal Municipal Corporation Act, 2006 come into force with effect from 01.11.2008;

NOW THEREFORE, the Governor, after due consideration, is pleased hereby to decide that the approval of the State Government for such appointment/promotions made by the Municipal Corporations namely Siliguri Municipal Corporation, Asansol Municipal Corporation, Chandernagore Municipal Corporation and Durgapur Municipal Corporation against the sanctioned vacancies of the concerned Municipal Corporation before 01.11.2008, shall be deemed to have been done as per extant provisions of the Siliguri Municipal Corporation Act, 1990, the Asansol Municipal Corporation Act, 1990, the Chandernagore Municipal Corporation Act, 1990 and the Durgapur Municipal Corporation Act, 1994 and has ratification of the State Government. Those employees shall be entitled to get all post-retirement benefits as admissible to them.

By order of the Governor,


6/2/2023
Additional Secretary to the Govt. of West Bengal

No. 111/1(100)/UDMA-25011(11)/109/2022-LSG SEC

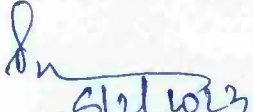
Date : 06.02.2023

Copy forwarded for information and necessary action to the –

- (1) Principal Accountant General (A&E), West Bengal, Treasury Buildings, Kolkata- 01.
- (2) Special Secretary (LSG Wings), Department of Urban Development and Municipal Affairs.
- (3) Commissioner, Siliguri/Asansol/Durgapur/Chandernagore/Bidhannagar Municipal Corporation.
- (4) District Magistrate, _____, P.O. _____, Dist. _____.
- (5) Director of Pension, Provident Fund & Group Insurance, Government of West Bengal, Purta Bhaban (2nd Floor), Salt Lake, Sec – I, Kolkata – 91.
- (6) Director of Local Bodies, West Bengal, Poura Prashasan Bhaban, DD – 1, Salt Lake, Kol – 64.
- (7) Deputy Director of Local Bodies, West Bengal, Jalpaiguri/Burdwan Division.
- (8) Sub-divisional Officer, _____, P.O. _____, Dist. _____.
- (9) Treasury Officer, _____, P.O. _____, Dist. _____.
- (10) Examiner of Local Accounts, 4, Brabourne Road, Kolkata – 700001.
- (11) Private Secretary to Hon'ble Minister-in-Charge, UD & MA Department.
- (12) Finance Officer, Siliguri/Asansol/Durgapur/Chandernagore/Bidhannagar Municipal Corporation.
- (13) Sr. P S to Principal Secretary, UD & MA Department.
- (14) Section Officer, LSG Wings, UD & MA Department.
- (15) Section Officer, IT & e- Gov. Cell, UD & MA Department.

He is requested to upload the same in the departmental website.

- (16) P.A. to Mayor, Siliguri/Asansol/Durgapur/Chandernagore/Bidhannagar Municipal Corporation.
- (17) Guard file of Statutory Wings, UD & MA Department.


6/2/2023
Additional Secretary