



GOVERNMENT OF NCT OF DELHI
OFFICE OF THE CHIEF ELECTORAL OFFICER, DELHI

Old St. Stephen's College Building, Kashmere Gate, Delhi - 110 006

Fax Nos. 23969611, 23963604

S. No. CEO/COE/102(66)/2013/45689-45817

dt-04-10-2013

To

1. Chief Secretary,
Govt. Of NCT of Delhi
2. Commissioner of Police, Delhi
3. All Head of the Departments of GNCT of Delhi

Sub: Implementation of Model Code of Conduct

Sir,

I am directed to inform that Election Commission of India has announced on 04-10-2013 that General Elections to the Legislative Assembly of Delhi will be held on 04-12-2013. With the announcement of Elections in Delhi, the Model Code of Conduct has come into force with immediate effect. The guidelines/instructions on the Model Code of Conduct issued by Election Commission of India are enclosed herewith for strict compliance.

Yours faithfully


(A.K.SRIVASTAVA)
DY.CEO, DELHI

By Fax/Spl. Messenger/Speed Post

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/3/2013-CC&BE

Dated: 4th October, 2013

To

1. The Cabinet Secretary,
Government of India,
Rashtrapati Bhawan,
New Delhi.
2. The Chief Secretaries to the Government of
 - a. Madhya Pradesh, Bhopal;
 - b. Mizoram, Aizawl;
 - c. Rajasthan, Jaipur;
 - d. NCT of Delhi;
 - e. Chhattisgarh, Raipur.
3. The Chief Electoral Officers of
 - a. Madhya Pradesh, Bhopal;
 - b. Mizoram, Aizawl;
 - c. Rajasthan, Jaipur;
 - d. NCT of Delhi;
 - e. Chhattisgarh, Raipur.

Sub: Application of Model Code of Conduct - General Election to the Legislative Assemblies of Madhya Pradesh, Mizoram, Rajasthan, NCT of Delhi and Chhattisgarh-regarding.

Sr,

I am directed to state that the Commission has announced the schedule for holding General Elections to the Legislative Assemblies of the States of Madhya Pradesh, Mizoram, Rajasthan, NCT of Delhi and Chhattisgarh vide its Press Note, dated 4th October, 2013, which is uploaded on Commission's website <http://eci.nic.in>.

2. With this announcement, the provisions of the Model Code of Conduct for the guidance of the Political Parties and Candidates have come into force with immediate effect, which will be in operation in the respective States till the due Constitution Notifications constituting the new Houses concerned are issued by the Commission. The provisions of the Model Code of Conduct are applicable to the concerned State Governments as well as Union Government so far as it relates to the States for which elections are announced. This may be brought to the notice of the Government, all Ministries/Departments and all other offices of the Union Government and the State Governments of Madhya Pradesh, Mizoram, Rajasthan, NCT of Delhi and Chhattisgarh.

3. Your particular attention is drawn to the provisions of Model Code of Conduct for the guidance of Political Parties and Candidates and various instructions issued by the Commission,

which, inter-alia, state that the party in power whether at the Centre or in the State or States concerned, shall ensure that no cause is given for any complaint that it has used its official position for the purposes of its election campaign and in particular:-

- (i) (a) The Ministers shall not combine their official visit with electioneering work and shall not also make use of official machinery or personnel during the electioneering work;
(b) Government transport including official air-crafts, vehicles, machinery and personnel shall not be used for furtherance of the interest of the party in power;
- (ii) Public places such as maidans etc., for holding election meetings, and use of helipads for air-flights in connection with elections shall not be monopolised by itself. Other parties and candidates shall be allowed the use of such places and facilities on the same terms and conditions on which they are used by the party in power;
- (iii) Rest houses, dak bungalows or other Government accommodation where elections have been announced or are taking place can be given to the political functionaries who are provided security by the State in Z scale or above or equivalent by various State Governments or the Central Government under provisions of their laws, on equitable basis. This shall be subject to condition that such accommodation is not already allotted or occupied by election related officials or Observers. Such political functionaries shall not carry out any political activity while staying in the Government Guest Houses/Rest Houses or other Government accommodation etc.;
- (iv) Issue of advertisement at the cost of public exchequer in the newspapers and other media and the misuse of official mass media during the election period for partisan coverage of political news and publicity regarding achievements with a view to furthering the prospects of the party in power shall be scrupulously avoided;
- (v) Ministers and other authorities shall not sanction grants/payments out of discretionary funds from the time elections are announced by the Commission; and
- (vi) From the time elections are announced by the Commission, Ministers and other authorities shall not -
 - (a) Announce any financial grants in any form or make promises thereof;
 - (b) (Except civil servants) lay foundation stones etc. of projects or schemes of any kind;
 - (c) Make any promise of construction of roads, provision of drinking water facilities etc.;
 - (d) Make any ad-hoc appointments in Government, Public Undertakings etc. which may have the effect of influencing the voters in favour of the party in power.

4. As will be observed from Para 3(Clause IV) above, no advertisements shall be issued in electronic and print media highlighting the achievements of the Govt. at the cost of public exchequer. If any advertisement has already been released for telecast/broadcast or publication in the print media, it must be ensured that the telecast/broadcast of such ads on

electronic media is stopped forthwith and that no such ad is published in any newspapers, magazines, etc., i.e. in print media, from today itself and it should be immediately withdrawn.

5. The instruction of the Commission contained in its letter No.437/6/2009-CCBE dated 5th March, 2009 is available on the Commission's web-site "<http://eci.nic.in/> under the heading 'Election Laws and ECI - instructions' for your information and necessary action. The Commission's all other instructions are also available in this link for your guidance.

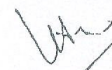
6. The Commission, further directs that there shall be a total ban on the transfer of all officers/officials connected with the conduct of the election. These include but are not restricted to:-

- i) The Chief Electoral Officer and Additional/Joint/Deputy Chief Electoral Officers;
- ii) Divisional Commissioners;
- iii) The District Election Officers, Returning Officers, Assistant Returning Officers and other Revenue Officers connected with the Conduct of Elections;
- iv) Officers of the Police Department connected with the management of elections like range IGs and DIGs, Senior Superintendents of Police and Superintendents of Police, Sub-divisional Police Officers like Deputy Superintendents of Police and other Police officers who are deputed to the Commission under section 28A of the Representation of the People Act, 1951;
- v) The transfer orders issued in respect of the above categories of officers prior to the date of announcement but not implemented till date should not be given effect to without obtaining specific permission from the Commission in this regard.
- vi) This ban shall be effective till the Due Constitution Notification constituting the new Houses is issued in the respective States. The Commission further directs that the State Government should refrain from making transfers of senior officers who have a role in the management of election in the State.
- vii) In those cases where transfer of an officer is necessary on account of administrative exigencies, the State Government may with full justification approach the Commission for prior clearance.

7. You are also requested to kindly refer to the Compendium of Instructions on Model Code of Conduct, which is also available in the aforesaid link on the Commission's website.

8. The receipt of the letter may kindly be acknowledged.

Yours faithfully,



(K. AJAYA KUMAR)
PRINCIPAL SECRETARY

By Fax/Spl. Messenger/Speed Post

ELECTION COMMISSION OF INDIA

NIRVACHAN SADAN, ASHOKA ROAD, NEW DELHI-110001

No. 437/6/1/2013-CC&BE

Dated: 4th October, 2013

To

1. The Cabinet Secretary,
Government of India,
Rashtrapati Bhawan,
New Delhi.
2. The Secretary to the Government of India,
Department of Programme Implementation,
Sardar Patel Bhawan,
New Delhi.
3. The Chief Secretaries to the Government of,
 - a. Madhya Pradesh, Bhopal;
 - b. Mizoram, Aizawl;
 - c. Rajasthan, Jaipur;
 - d. NCT of Delhi;
 - e. Chhattisgarh, Raipur.
4. The Chief Electoral Officers of,
 - a. Madhya Pradesh, Bhopal;
 - b. Mizoram, Aizawl;
 - c. Rajasthan, Jaipur;
 - d. NCT of Delhi;
 - e. Chhattisgarh, Raipur.

Subject :- Release of funds under MPs'/MLAs' Local Area Development Scheme.

Sir,

I am directed to refer to the Commission's Press Note, dated 4th October, 2013 (available on the Commission's web-site:- "<http://eci.nic.in/>"), as per which the Commission has announced the operation of the Model Code of Conduct for the guidance of the Political Parties and Candidates from 04.10.2013 itself.

2. The Commission has considered the release of funds under the Member of Parliament Local Area Development Schemes and has decided that-

- a) No fresh release of funds under the Member of Parliament (including Rajya Sabha members) Local Area Development fund shall be made in any part of the country where election is in progress till the completion of election process. Similarly no fresh release of funds under the MLAs'/ MLAs' Local Area Development Fund shall be made, if any such scheme is in operation, till the completion of election process.
- b) No work shall start in respect of which work orders may have been issued before the issue of this letter but the work has actually not started in the field. These works can start only after the completion of election process. However, if a work has actually started, that can continue.
- c) There shall be no bar to the release of payments for completed work(s) subject to the full satisfaction of the concerned officials.

Yours faithfully,



(K. AJAYA KUMAR)
PRINCIPAL SECRETARY

Schedule for General Elections to the Legislative Assembly of Delhi (All ACs)

Date of Issue of Gazette Notification	Last Date for Nominations	Date for Scrutiny of Nominations	Last date for withdrawal of candidatures	Date of poll if necessary
09.11.2013 (Saturday)	16.11.2013 (Saturday)	18.11.2013 (Monday)	20.11.2013 (Wednesday)	04.12.2013 (Wednesday)

Counting shall be held on: **08.12.2013 (Sunday)**

Date before which the election shall be completed: **11.12.2013 (Wednesday)**

2. Commissioner of Police, Delhi

1. 2013 of the Deputy Commissioner of Delhi

3. 2013 of the Deputy Commissioner of Delhi

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Yours faithfully

(A.K.SRIVASTAVA)
BY CEO, DELHI

