

No. EDN-A-Kha (9)-04/2014
Government of Himachal Pradesh
Department of Higher Education

10

Imp. Instruction

From

Principal Secretary (HE) to the
Govt. of Himachal Pradesh

To

The Director of Higher Education,
Himachal Pradesh, Shimla-2

Dated, Shimla-2 02, April 2014.

Subject: - General Election to Lok Sabha, 2014-
Enforcement of Model Code of Conduct.

Sir,

I am directed to enclose the photocopy of
Chief Electoral Officer, Himachal Pradesh letter No. 3-
8/2014-ELN dated 20/03/2014 addressed to this department
as amongst others and to request you to take necessary
action in the matter.

Yours faithfully,

Under Secretary (HE) to the
Govt. of Himachal Pradesh

02 APR 2014

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E.I.O.
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e-mail

No. 3-8/2014-ELN
Government of Himachal Pradesh
" Election Department"

Dated: Shimla-171009, 20th March, 2014

From:

The Chief Electoral Officer,
Himachal Pradesh.

To

1. The Chief Secretary
to the Govt. of Himachal Pradesh,
Shimla-171002
2. All the Additional Chief Secretaries
to the Govt. of Himachal Pradesh,
Shimla-171002
3. All the Administrative Secretaries
to the Govt. of Himachal Pradesh,
Shimla-171002.
4. All the District Election Officers(DCs)
In Himachal Pradesh.

Subject:-

**General Elections to Lok Sabha-2014- Enforcement of Model
Code of Conduct.**

Sir/Madam,

Several references are being received in this office from various directorates and even the public vis-à-vis clarifications being sought on various works/. tenders etc.

Election Commission of India's letter No. 437/6/2009-CC&BE dated 5th March, 2009 has issued the following clarifications:-

1. The following types of existing works can be continued by the government agencies without reference to the Election Commission after the Model Code of Conduct comes in to force:

- a. Work-Projects that have actually started on the ground after obtaining all necessary sanctions;
- b. Beneficiary-projects where specific beneficiaries by name have been identified before coming of the Model Code of Conduct into force;
- c. Registered beneficiaries of NREGA may be covered under existing projects. New projects under NREGA that may be mandated under the provisions of the Act may be taken up only if it is for the already registered beneficiaries and the project is already listed in the approved and sanctioned shelf of projects for which funds are also already earmarked.



2. There shall be no bar to release of funds for the completed portion of any work subject to observance of laid down procedures and concurrence of finance department.
3. The following type of new works (whether beneficiary or work oriented) that fulfill all the following conditions before Model Code of Conduct comes into effect, can be taken up under intimation to the Commission-
 - a. Full funding has been tied up.
 - b. Administrative, technical and financial sanctions have been obtained
 - c. Tender has been floated, evaluated and awarded and
 - d. There is contractual obligation to start and end the work within a given time frame and failing which there is an obligation to impose penalty on the contractor.
 - e. In case of any of the above conditions not being met in such cases prior approval of the Commission shall be sought and obtained.
4. Global tenders already floated, can be evaluated and finalized where any time limits are specified for such purpose.
5. Tenders other than global tenders, that are already floated may be evaluated but not finalized without prior approval of the Commission. If they are not already floated, they shall not be floated without prior approval of the Commission
6. While starting any work including any relief work or developmental activity no political function shall be held involving any political functionary. As a matter of good practice, normal functions and publicity even with the presence of official functionaries should be kept to the minimum
7. Where works are to be undertaken or functions are to be held in fulfillment of international commitments, prior concurrence of the Commission shall be taken.
8. References from State Govt. shall be made to the Election Commission of India through the Chief Electoral Officer of the State concerned.

This may be brought to the notice of all concerned authorities.

Yours faithfully,

Chief Electoral Officer,
Himachal Pradesh.

Directorate of Hr. Education
Himachal Pradesh



Endst. No. No. EDN-H (1) B (15)6/2009-Election. Dated Shimla - 171001 the

Copy for information and further necessary action is forwarded to:-

1. The Principal Secretary (HE) to the Govt. of HP w. r. t. letter No. EDN-A-Kha (9)-4/2014 dated 2nd April, 2014 for information please.
2. The Chief Electoral Officer, H.P. w. r. t. letter No.3-8/2014-ELN dated 20th March,2014 for information please.
3. *All the Deputy Directors of Hr. Education H.P. with the directions that further action be taken as per instructions issued vide letter of even number dated 29.03.2014 and be conveyed for compliance to all the field offices/institutions under your control.*
4. The Principal Govt. Degree colleges/B. Ed College Dharamshala & Skt. College in the Pradesh.
5. All the Branch officer/Supdts. Establishment branches in this Directorate.
6. The Chief Librarian, Center State Library Solan.
7. The Librarian State Library Shimla for information please.
8. The PS to the Director of Higher Education, H.P.
9. The Technical Officer, Dte. of Hr. Education, H.P. (for the uploading on deptt. Website.)
10. Guard File.

(Ashwini Ramesh)

Addl. Director of Higher Education
Himachal Pradesh