

Tamil Nadu Village Panchayats (Restrictions and control on Powers of Entry and Inspection) Rules, 1999

(G.O.Ms.No.148, Rural Development (C4), dated 21st July 1999)

In exercise of the powers conferred by sub-section (1) of Section 223 and Section 242 of the Tamil Nadu Panchayats Act, 1994 (Tamil Nadu Act 21 of 1994) and in supersession of the Rules relating to Restrictions and control on Powers of Entry and Inspection, the Governor of Tamil Nadu hereby make the following Rules: -

RULES

1. Short title.- These Rules may be called the Tamil Nadu Village Panchayats (Restrictions and Control on Powers of Entry and Inspection) Rules, 1999.

2. Condition for entry.- For the purposes of clause (a) of sub-section (1) of Section 223 -

(1) No entry shall be made by the Executive Authority or Commissioner or Secretary, as the case may be, or any person authorised by him between sunset and sunrise ;

(2) No dwelling house, or any part of a public building used as a dwelling place, shall be entered into by the Executive Authority or Commissioner, or Secretary, as the case may be, or any person authorised by him, without the consent of the occupier thereof, unless the said occupier has received at least six hours previous notice of the intention to make such entry ;

(3) Sufficient notice shall be given by the Executive Authority or Commissioner, or Secretary, as the case may be, or any person authorised by him, in every case even when any premises may otherwise be entered without notice under clause (2) of Rule 2 (3) to enable the inmates of any apartment appropriated to women to move some part of the premises where their privacy may be preserved;

(4) Due regard shall be given by the Executive Authority or Commissioner or Secretary, as the case may be, or any person authorised by him, so far as may be compatible with the exigencies of the purpose of the entry to the social and religious usages of the occupants of the premises.

3. Inspection of building or place or land for which licence or permission is required.- For the purposes of clause (b) of subsection (1) Section 223-

(1) The Executive Authority or Commissioner or Secretary, as the case may be, or any person authorised by him may enter any premises between sunrise and

sunset and also between sunset and sunrise if it is open to the public, or any industry is being carried in it, at the time ;

(2) If there is reason to believe that any premises is being used for any of the purposes mentioned below without a licence or permission, where the same is required by or permission, where the same is required by or under the Act or anything is being done in such premises otherwise than in conformity with the conditions of such licence or permission, the Executive Authority or Commissioner or Secretary, as the case may be, or any person authorised by him may, at any time, by day or night without notice enter such premises for the purpose of satisfying himself whether any provision of law, Rules, bye-laws or regulations, any condition of a licence or permission or any lawful direction or prohibition is being contravened:-

(i) Tanning hides or skins;

(ii) Manufacturing, storing or selling of gunpowder or fire works;

(iii) Brewing beer, manufacturing arrack or other spirit containing alcohol (Whether denatured or not) by distillation; and

(iv) Storing any explosive or combustible materials

RAMESH CHANDRA PANDA
SECRETARY TO GOVERNMENT